App F IX 4

Previous References (194/ ML) ML **File No** 153 — 39

Serial Nos. 1, 2, 4, 5, 6

Later References ML 66-44-3, 4 Preserve

In ML 85- " , " 3)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos Five

Part B for Septr 1941

SUBJECT

Agreement between the Bangalore City Municipal Council & the ~~[illegible]~~ Mills re the use the city

To The Municipal Commr
Bangalore City
" Comptroller
" Rev Commr
" Dir of Ind. & Com.
" D. C Bangalore

sl 6) L 2593-7 dt 25-9-41

7/1/42 G O Approves the —

3127
3159

Serial No.

Letter No A1-1804/35-36 dated 4-1-36 from the Municipal Commissioner, Bangalore city soliciting orders in regard to the execution of Mutchalkas by the Binny Mills and Maharaja Mills for the use of the water in the ~~gas~~ Hosakere Agrahar Tank and Jakkarayanakere respectively for purposes and the draining off a portion of the Agrahar tank and the upkeep of it etc

1 It is seen from the Municipal Commissioner's letter that a reference had been made to Govt. under his No Ex 117 dated 31-3-1927 in the matter - taking agreements from the two mills and no orders have been passed in the matter. The requisition slips for the references quoted in the P U D show that the matter was being dealt with in the Dev. Branch who may be requested to put up the references and to state ~~at what stage~~ ~~[illegible]~~ how the matter was disposed of

R

2 Submitted for orders

Rmr 9/1/36

3 Dev Br w.c for kindly putting up the connected pp on the subject

M 9/1

4 The ~~files~~ collections are not available in Dev Branch & ~~the~~ the Diary of the Branch for 926-27 has been destroyed ~~it is not~~ The Rev Branch may be ~~[illegible]~~ if the L R collection is taken there for to LSG Br w.c

Search

Note—Contn Sheet

WD 03.94—GPB—30,000—18-7-35

Kr 1/1

OR 3228 3/5

File No. of 193 **General and Revenue Secretariat**

5) Rev.- Pr w/c to kindly put up the references if available)

3228.

RMR
6/2/36

Mss

6) There are no collections either to be required and to be sent to Records, except those that have been received today. The collections in question are not with me, nor am I in a position to say where they are, as they relate to the year 1926-27. (Ref Cara 5)

7-2-36

7 The collections referred to are not available in

CO Rev Branch
AMP 7-2-36
To CO CG & Br
w.c

8 Submitted for orders
RMR JRA
11/2/36

9 The references should be traced & put up

AMP
12/2

10 Dir.- Pr w/c to kindly refer to the File Headings and see whether the references could be traced)

Ext. G V V.

RMR JRA
12/2

11 The collection referred to is not traceable in this Branch

19.2.36

D S G Branch)

[illegible]

General and Revenue Secretariat | File No. 3127 of 193 | [App F III—2

Serial No

GENL. & MIS BRANCH
26. FEB. 1936
GENL. & REV. SECT.

12 G. M. Branch with compliments for kindly stating whether any references are available with them—

25/2

13 There are no papers on this subject in the P.W. section

to L.S.G. Dept, W.C.

14 What about other Sections say General Miscellaneous? The references if any may kindly be looked into

G.M.Br. w/c).

26/2

15 Not in the G.M. section, either.

26/2

Note—Contn Sheet.

Use of water by the Maharaja Mills & Binny Mills for manufacturing purposes

3127/4646

File No. of 193 **General and Revenue Secretariat**

16 As the references are not traceable, as will be seen from the correspondence between the various branches, copies of G os quoted may perhaps be called for from the Municipal Commissioner.

17 Draft submitted for approval or other orders.

Ramr 28/2 [illegible] 29/2

TYPING SECTION
9 MAR 1936
GEN. SECT.

18 Issue 7/3

The Municipal Commissioner, Bangalore city
No. L 6794 dated 6-3-36
Requests him to forward copies of correspondence

Sus A 9/3

Letter No. A1-1804/35-36 dated 8-4-36 from the Municipal Commissioner, Bangalore city forwarding copies of the G os referred to and a copy of his letter dated 31-1-27.

19 In his letter No A1-1804/35-36 dated 4-1-36 the Municipal Commissioner states that the Chief Engineer and Sanitary Engineer may be requested to have the matter investigated and give their opinion on the points raised.

20 The Chief Engineer may be consulted unofficially in the first instance.

Submitted for orders.

Ramr 17/4

21 Before the file can be put up for orders, it is necessary to have the enclosures to the Muni Commr letter No J 317 d/ 31 3 27. These may be called for

22 The files of this Office on the subject

Use of water by the Binny & Maharaja Mills from tanks for manufacturing purposes-

4563

[illegible]

General and Revenue Secretariat | **File No.** of 193 4646 | [App. F III—2

Serial No

A | should be further attempted to be traced, as without them the circumstances relating to the case are not sufficiently clear

20/4

23 Draft to the Municipal Commr submitted

21/4

24 Issue as altered to A-

22/4

25 After issue please put up the file for submission to the Chief Secy for perusal

22/4

TYPING SECTION
22 APR 1936
GENL & REV SECTT.

The Municipal Commr, Bangalore City
No L 8121 dated 24-4-36
calls for further information-

26 Resubmitted after issue as directed-

24/4

27 For perusal

25/4

Chief Secy)

28 Please ascertain if the files are in the Dir of I & C's office, having been sent there for reference in any connection, or if they are in P.W.D. Chief Engr's office

25-4-36

25/4

29 The Managers of the Chief Engineer's office and the I & C office state that the files are

Use of water by the Binny & Maharaja Mills for manufacturing purposes.

File No. 4646 - L of 193

General and Revenue Secretariat

not in these offices.

RMR 18/5 M 19/5

30 For perusal

The reply of the Mun. Comr will be awaited

31 (1) Please remind him (Chief Secy) (2) write to D.C. B'lore to say if he has any papers.

21-5-36 20/5

32 ✓

Two drafts (1) to the Ml Commr (2) to the D.C Bangalore are submitted for approval

RMR 21/5

33 Issue M 21/5/36

The Ml Commr, B. City

No L 9115 dated 29-5-36

Requests him to furnish the information without further delay

The D. C. Bangalore

No L 9114 dated 29-5-36

Requests him to have the records of his office searched and send the file if available

Letter No A1-1934/35-36 dated 3-6-36 from the Municipal Commissioner, Bangalore City, forwarding copies of the agreement proposed to the Mills &' the one suggested by the Binny Mill and stating that the reply, if any, received from the Maharaja Mills is not traceable

TYPING SECTION
21 MAY 1936
GENL & REV SECTT.

✓

Ses A 29/5

Use of water by the Binny and Maharaja Mills for manufacturing purp.

4646 √ 5609. √5764

General and Revenue Secretariat | **File No.** | **of 193** | **[App F III—2**

Serial No.

6 JUNE 1936

34 Submitted for perusal. The reply from the Deputy Commissioner, Bangalore District may perhaps be awaited

RMW
6/6

35 Chief Secy)
6/6

36 Remind him d-o
6/6
7/6

37 Draft reminder submitted

RMW
8/6

38 Issue
8/6

Issued No L 9265 dated 9-6-36

Supdt
10/6

Letter No Eq-4288/35-36 dated 11-6-36 from the Deputy Commissioner, Bangalore Dt stating that the records of his office and the Taluk office are being looked into and that a report will be made shortly.

39 Submitted for perusal.

RMW
13/6

40 Chief Secty)
15/6

41 Please work up statement on the available data

15/6
15/6.

use of water by the Maharaja and Binny Mills for industrial purposes.

File No. 5744/? **of 193**

General and Revenue Secretariat

2) The points on which the Municipal Commr, Bangalore city solicits orders are the following –

1) Execution of agreements by the Binny and the Maharaja Mills for the use of water in the Hosakere Agrahar and Jakkarayanakere tanks for industrial purposes, in accordance with the orders of Govt in this behalf.

2) The upkeep of the tanks by the respective Mills.

3) As regards (1) the Municipal Commissioner has furnished a history of the case and states that Govt have passed orders to the effect that the Binny and the Maharaja Mills have not acquired a prescriptive and indefeasible right to the use of water from the tanks as contended by them and that proper agreements should be taken from the respective Mills for the use of the water. The Binny Mills are stated to have not agreed to a suggestion of yearly lease and maintain that they have a prescriptive right to the use of the tank water. ~~[illegible]~~ A copy of the agreement[x] which they have agreed to executing is enclosed.

N[x]

4) Regarding the Maharaja Mills, their final reply is reported to have not been received as yet.

water by the Binny and Maharaja Mills for industrial purposes-

General & Revenue Secretariat | File No 5744/2 of 193 5744/2 [App F III-2

Serial No

45 R (2) the Commissioner states that the Mills must pay for the upkeep of the tanks as their existence is to the sole benefit of the Mills and requests that the Chief Engineer and the Sanitary Engineer may be asked to have the matter investigated and give their opinion

46 Submitted for orders

RMM 18/6 MV 18/6

47 The above office note explains the case

48 As regards (1) a kind perusal of the Agreement which the Govt have ordered that the Binny Mills shd execute (Flag B), and the one which the said Mills are prepared to execute (Flag N) shows that in the latter the two important clauses viz (1) ie Tenancy being construed as being from year to year without the necessity to renew the lease every year and (2) the penal clause empowering the Land-lord to determine the lease of the tenant Mills shd make use of the water for other than Industrial purposes, have both been omitted. As such the draft by the Mills cannot be accepted. If any consideration may be shown to the request of the Mills, only the words "from year to year" may be omitted in the 2nd clause of the agreement ordered by Govt to be taken (Flag B). No other modification is possible and the

NOTE—Contn Sheet

Upkeep of tanks by the Maharaja [illegible]
rules for [illegible]
[illegible]

File No. 5744 of 193 — General and Revenue Secretariat

penal clause cannot be omitted on any account.

49 As regards (2) the C.E. & the San. Engineer may be requested to furnish their opinion.

1/7/36

Ch. Secy)

50 Draft D.O. re (2)

1-7-36

1/7/36

CHIEF SECRETARY
1 JUL 1936

51 Draft D.O. submitted for approval

2/7

2/7/36

Ch. Secy)

52

2/7

53

2/7/36

2 JUL 1936
GENL. & REV. SECRETARIAT

CHIEF SECRETARY
2 JULY 1936

The Chief Engineer
" Sanitary Engineer
D.O. No. L 124-5 dated 4-7-36

Fds copy of the Dy. Commr's letter and calls for their opinion in regard to the upkeep of the tanks by the respective Mills

Letter No. C9-4288/35-36 dated 3-7-36 from the Deputy Commr, Bangalore District forwarding the available records received from the Amildar, Bangalore Taluk.

Sub Pr.
6/7

Use of water by the Binny & Maharaja Mills for industrial purposes.

General & Revenue Secretariat. | **File No.** 5744 √) 30 **of 193** | **[App F III–2**

Serial No

54 Submitted for perusal. The receipt of the opinions of the Chief Engineer and Sanitary Engineer already called for may be awaited

8/7

8/7/36

Letter No 6826 dated 12-2-37 from the Chief Engineer forwarding a report in the matter.

55 The opinions of the Chief Engineer and the Sanitary Engineer were called for in regard to the upkeep of the Hosakere Agrahar and Jakkarayanakere Tanks. The Chief Engineer has now submitted a report of the Sany Engineer after the tanks were inspected by him in company with the Municipal Commr, Bangalore City and the Sanitary Engineer on 29-8-36. He has forwarded two estimates one amounting to Rs 12,500 for improving the Jakkarayanakere Tank and the other amounting to Rs 31,000 for improving the Hosakere Agrahar Tank. It is not clear as to who should bear the cost of the improvements — whether the Govt or the Mills.

Flag J
([illegible])

56 It is stated in the ~~Chief~~ Sanitary Engineer's report that the Maharaja Mills have now made adequate arrangements for their supply of water &c.

Note—Contn. Sheet.

W.D 0417—GPB—20,000—8-9-36

the [illegible] [illegible] to supply to Maharaja Mills for industrial purposes.

File No 12/7 of 193

General and Revenue Secretariat

Serial No.

It is not clear under whose authority the Maharaja Mills executed the improvements to the tank.

5// The points for orders are enumerated in paras 42 to 45 supra. Kind reference is also invited to paras 48 & 49 & 50 of the notes above.

Submitted

Krn 20/2

58 The Irt Commr's letter dt 4/1/36 (P. U. I) is for perusal. The two points for orders raised in that letter are as detailed in para 42 supra. In paras 48 & 49, I have noted what action might be taken. The present communication recd from the Ch. Engr is with respect to Ch. Secy's orders at para 50 supra and may perhaps be sent to the Irt Commr for remarks.

23/2/37

Ch: Secy) 59 (1) Please find out whether the arrangement made by the Mysore Spinning & Mfg Co for their water supply are from the tank or otherwise.

[illegible] (2) If the Mills are not prepared to pay the cost of the improvements suggested by the Chief Engr, what is the further action to be taken? Can the water supply be cut off?

[illegible] (3) Are the improvements in the

23 FEB 19
GOVT. OF MYSORE

Use of water by the Binny & the Maharaja Mills for industrial purposes

General and Revenue Secretariat Md File No. 3808/L of 1935-36 [App. F III—2

Serial No.	
	interests of the Sanitation of the City or for the benefit of the Mills?
	MS 24/2
	25/2/37
63	Draft letter to the Sanitary Engineer asking for the above information is submitted for approval
	Rsrr 25/2
	1-3 Issue & speak to me about 2 25/2/37
	The Sanitary Engineer No. L 6296 dated 27-2-37. Calls for certain information.
	Letter No. 4053 dated 30-4-37 from the Sanitary Engineer furnishing the information called for.
64	It is seen from the Sanitary Engineer's letter, that a new pond has been constructed by the Maharaja Mills and water is drawn to the pond from the Jakkarayanakere tank and in the event of the tank bund being breached as proposed in the estimate, it will have to be done in consultation with the Mill Authorities.

26 FEB 1937

GENL & REV. SECT.

[illegible] Engineer

SSR 1/3/37

NOTE—Contn. Sheet.

WD 0417—GPB—80,000—8-9-36

Use of water by the Binny & Maharaja Mills for industrial purposes.

File No. [illegible] **of 193**

General and Revenue Secretariat

Serial No.

The proposed improvement work is stated to be in the interests of the City and incidentally it also benefits the Mill area.

As regards point (2) in para 60 supra, the Chief Engineer may perhaps be consulted unofficially.

67 Submitted for orders

R... 7/5/37

68 Refer — Paras 59 to 61 supra

7/5/37

Ch: Secy) 69. I have had no time to examine this question carefully as it involves some important points for consideration; particularly in regard to the legal consequences involved should the bunds be breached as indicated by the San^y Engineer.

70 The file may be sent to the Secy L.S.G for favour of dealing with it

20.7.37

CHIEF [illegible]TARY
7 [illegible] 193
GOVT OF MYSORE

Secy LSG) 71 Submitted [illegible]

72 [illegible]

73 The file has been further studied carefully

74 Govt have in their orders [illegible]

Read with [illegible] for [illegible]

Use of water by the Binny & [illegible] mills for industrial purposes

General and Revenue Secretariat | **File No** | **of 193** | **[App. F III—2**

Serial No.

7916-8/G 6-176-16 dated 8th Feby 1918 and R 6790-57 L.M. 4884-17-24 dt 2nd June 1922, passed definite orders directing that agreement should be got executed by the Municipality from the two mills in respect of the use of water of the tanks, the property vested in the Mplty. The draft agreement was also approved by Govt in No L 5729 M.L 12-23-1924 dt 19-2-1926. The Binny mills have suggested the deletion of the two clauses and orders of Govt were sought for orders first in letter no 11 dt 31 3 27

~~The question of its consideration is~~

In view of the above definite orders of Govt, it is a matter for settlement between the Municipality and the two mills concerned. The question has to be pursued further by the Municipality — especially with the [illegible] Mill authorities

75 In regard to the modification proposed by the Binny mills in the agreement proposed to be executed, the Law section may be consulted. It has also to be considered what action the Mplty should take in case the mills refuse to execute the agreement as proposed

Note—Contn. Sheet.

WD 0417—GPB—80,000—8-9-36

use of water by the Binny & [illegible] mills for industrial purposes

File No. of 193 **General and Revenue Secretariat**

Serial No.

7b In regard to the improvements suggested for the Agrahar tank & the Jakkarayanakere tank & the draining off of a portion of the former, it is not clear whether the mills concerned have taken the initiative and why it should be done. The Ex. Engr. first mentions it in his letter. If the mills concerned have not moved in the matter, there is no reason why the City or the Govt. should take up the question at all & incur unnecessary expenditure. Hence this aspect of the question need perhaps not be pursued at present. On the other hand, since the water would be allowed to be used free of cost, a condition may be inserted in the agreement to the effect that the (tenant) mills should keep the tank & the bund in proper repair.

7 It is seen that some improvements have been effected to the channel leading to the Jakkarayanakere tank by the Maharaja mills just by the side of the Platform & Venkataramappa road. The Ex. Engr. may perhaps be requested to state under whose orders these improvements were carried out and what the said mills have to say in regard to the execution of the agreement already ordered by the Govt. Then the file may be referred to the Law Section for opinion

[illegible] p. c. I

This is necessary in the interests of the health of the locality (vide Sanitary Engineer's letter dated April 28, 1937)

2

b

D

E

Use of water by the Bang [illegible] for industrial purposes —
(6?)

General and Revenue Secretariat Mrl File No. of 193 [App. F III—2

Serial No

once for all

7 8 orders are solicited on the points raised above — A, B. C. D & E. The other points for raised at para 1 pp of the notes supra above 5/11/37 the legal consequences involved should those two lands be breached is also to be considered

Secy (L S G)

2/25/11-

9) Further information may be called for from the Commr as indicated above

29.11.37

2/30/11-

SECY LOCAL SELF GOVT
27 NOV 1937
GOVT OF MYSORE

5 Subd with a draft letter for consideration

For approval

8/12
10/12.

2/10/12-

Secy (L S G)

8) 17.12.37

Secy
2/17/12-

SECY LOCAL SELF GOVT
11 DEC 1937
GOVT OF MYSORE

pr. B-C

✓

To the Municipal Commr, Blore City
No X 5507 Dt 22-12-37
calls for certain information in the matter

✓
Subd A
3/1

NOTE—Contn. Sheet.

WD 5594—GPB—60,000—19-8-37

Use of water by the Binny [illegible] Mills from 1808 of the tanks for industrial purposes

File No 2121/P **of 193**

General and Revenue Secretariat

GENL. & REV. SECRETARIAT
26 SEP 1939

From the Ml. Commr. [illegible] [illegible] the [illegible]
No A1.1804/35 Dt 14-9-39.
Forward for sanction & appl. a copy of the agreement received from the Mill authorities & modified by the Ml. Cr. Subd. If appd, the file will be sent to Law section to state whether the agreement is in order & may be approved

26/9

Law Section)

23/9/-

63
Law
Dt
26/9/

Sd) The agreement, ~~[illegible]~~ may be sent to the Govt. Advocate for favour of scrutiny.

Law Secretary)

26/10/39

SECY LAW DEPT
2714
27 OCT 1939
GOVT OF MYSORE

Sd) Forwarded with compliments to the Govt Advocate for favour of scrutiny of the agreement

27/10

U.O. No L. 86
Dt 28/10/39

B. O.
Mir [illegible] [illegible]
For Secy Supdt
Secy Law Deptt

Reg 368
39-40
28/10 – dt 28/10/39

Returned with compliments.

Sd) Except for an insignificant mistake, probably in typing

U.O. No. 32
39-40
dt 14-11-39

SECY. LAW DEPT. 3343 15 NOV 1939 GOVT OF MYSORE

typing, namely the omission of the word "and" in line 3 of clause (b), on page 2, I have nothing else to observe regarding the draft as modified by the Municipal Council.

Government Advocate.

H/14.11.39.

2/16/11

87) Flag N is the draft agreement as modified by the Municipal Council which is proposed to be got executed by the Mysore Spinning & Manufacturing Coy. Ltd. The Govt. Advocate has approved of the draft. It may ~~perhaps be approved and sent to the Munl. Council for necessary further action.~~

It will be seen from Flag M – the vernacular correspondence that the Jakkarayanakere tank refd. to has no sluice and no atchkat & that its use by the mill authorities does not in any way affect the rights of any portion of the public, as they have been using the water for a very long time. The villagers have also so far back as 30.9.1918 given a statement that they have no objection to the use of the water by the mill authorities

M

L

use of water by the Binny & Co [illegible] and from the adjoining tank

File No. of 19 **General and Revenue Secretariat**

Serial No

In view of these facts, the agreement may perhaps be approved and sent to the Ml. Comr for further necessary action.

88) The Ml. Comr may be requested to get a similar agreement executed by Messrs Binny & Co for the use of the water from the [illegible] Tank.

16/1/1940

Law Secy)

10/1/40

SECY LAW DEPT
10 JAN 1940
GOVT OF MYSORE

89) The draft agreement may be approved

2nd Member)

90) [illegible] 12-1

11/1

11/1

OFFICE OF THE [illegible] MEMBER OF [illegible]
11 JAN 1940
55a5

12/1

12/1

91) Subd with a draft Go for appl

16/1/40

92) Done

17/1

TYPING SEC
17 JAN 1940

P

5492
L

General and Revenue Secretariat

ML File No. 153 of 19 9 [App F III-2

Serial No 2

To The ML Commr Bcify, thro CE
The Comptroller
The Rev Commr
The Dr of I&C
The D-C Blore Dt
No L 6476-80 Dt 23-1-40

Approves of the agreement and requests the ML Commr to obtain a similar agreement from the authorities of the Binny Mills for using the water of the Hosakere Agrahar tank etc

Send B 28/1/40

From The ML Commr, Bcify, thro CE
No A1 1804/38 Dt 5-5-41
Forwards for appl a final revised agreement to be executed by the authorities of the Maharaja Mills for the use of water of the Jakkarayana-Kere tank

93) An agreement to be executed in this behalf by the Maharaja Mills ~~[illegible]~~ was sanctioned in GO No L 6476-80/ML 153-39-2 Dt 23-1-1940

"B"

94) The ML Commr has again sent a final revised agreement for appl

95) If appd, the Law section will be consulted

Subd for orders

10/5

Asst Secy
Law (ML)) HV 10-5

Agreements for the use of water by the [illegible] [illegible] mills from the [illegible]

File No. 5492 / 6456 / 1940-41 19

Government of Madras Secretariat.

L

Serial No.

The Bonds, as amended by the Government Counsel, seem to be in order & may be approved

Law Secretary)

3
14/5/41

II Member)

2
12/5/41

97) 13 5

2
13/5/41

Mark P 3

14/5

OFFICE OF THE
SECOND [illegible] OF COUNCIL
13 MAY 1941
No. 11524

7922
14/5

98)
Subd with a draft G.O. for appl

14/5
fair

Law Secy) 14-5

99)
2
15/5/41

(W) Issue

15-5

4

TYPING SECTION
15 MAY 1941
[illegible] REV SECTT.

To the [illegible] Commr. [illegible]
The Comptroller
The Rev Comm
The Dr of I & C
The D.C. [illegible] Dt
No L 8385-89 Dt 20-5-41
Approval of the revised agreement

Please approve
[illegible]

2

General and Revenue Secretariat ML File No 153 of 1939 142 ~~App. F~~ III-2

Serial No

101) Submitted with a draft reminder for appl.

27/5

for ...

102) Issue

27-5

Issued No L 8565 dt 28/5/41

From the ML Commissioner, Coorg, thro PO1 No A1 1804/35 dt 2-9-41

Forwards for appl. a copy of the Agreement to be executed by the Binny Mills for the use of the water of the "Hosakere Agrahara Tank"

Submitted for perusal

103) If appd, the Law section will be requested to state whether the proposed agreement is in order and may be approved.

8/9

for ~~Asst Secy~~ Law (WC))

8-9

104) The Draft Agreement may be scrutinized by the Advocate General (Law Secretary)

8/9/41

11/9/41

105) The file is sent herewith complimentary to the Advocate General for favour of scrutinizing the agreement.

Asst Secy (Law)
11/9/41

MAY 1941
REV SECOTT

Ans A

REV SECRETARIAT
Law
8 SEP 1941
142

SECY LAW DEPT
8 SEP 1941

U.O. No P 35-84/
dated 11/9/41

Fwd 216/41
dt 11.9.41

NOTE—Contn Sheet

Ml **File No** 1452/L 153/3 of 1939-40

General and Revenue Secretariat

Serial No

No. 130.29/41-42 Dt 17.9.41

Returned with compliments.

(103) I have no suggestions to make.

Advocate-General.

H/16.9.41.

OFFICE OF THE MINISTER FOR L.S.G & P H
Date 18-9-41
No. 1746

(105) Minister L.S.G.) May be approved

17 9 41

18/9/41

(106) 18 9 41

19 9 41

19/9

19 9 41

Asst Secy LSG WC)

~~Submitted for orders. The agreement may~~

(107) Submitted with a draft G.O. for approval & issue

22/9

20/9

To the Ml Commr, Bngl.
The Comptroller
The Rev Commr
The [illegible]
The Dy Commr, Bangalore Dt.
No L2593-97 Dt. 25-9-41.
Approval of the draft agreement

6

B.

TYPING 23 SEP 1941

City Municipal Office,
Bangalore, dated ~~14th January~~ 9th January 1936

No A/1804/35-36
Genl

3127/L
8 JAN 1936
L. & G BRANCH

From
M SESHADRI, ESQ, M A,
Municipal Commissioner,
Bangalore City

8 JAN. 1936

To

A. V. Ramanathan, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore

Sir,

1) I have the honor to state that Messrs. The Bangalore Woollen, Cotton and Silk Mills Co., Ltd., Bangalore (The Binny Mills) and the Mysore Spinning and Manufacturing Co., Ltd., (Maharaja Mills) have been using the water of the Hosakere Agrahar Tank and Jakkarayankere respectively from a very long time probably from the day the companies started to work. The Madras and Southern Mahratta Railway Company also were making use of the water from the Jakkarayankere and were paying ~~a~~ royalty to this Municipality in this behalf.

2) In ~~this~~ connection with the levy of water tax on the buildings of the Maharaja Mills, it was found that both this mill and the Binny Mills were making use of the water from the above two tanks near their Mills free of cost, and that no agreement existed in this respect After prolonged correspondence the Government were pleased to direct in their order No 7916-8 G 6-176-16 dated 8th February 1918 that the Municipality may enter into a proper agreement with the two companies in regard to the free supply of water from these tanks if no irrigation or other communal rights were interfered ~~with~~ by the above arrangement. T ×

3) The Mills then wrote to Government pressing their claims for the free use of water without any conditions, whereon they were informed that the use of water was not authorised by any specific grant creating any right in their favour and that such a use was only by sufferance in the past and that no right could be recog

nised

recognised. They were also given time to make their representation, if any, in the matter. As they were not able to produce any documents showing that such a right was conceded to them, the Government were pleased to order in Government order No. R 6790 5 L.R. 484-17-24 dated 2nd June 1922, that the contention of the companies that they had acquired a prescriptive and indefeasible right to the water on the ground of its uninterrupted use for long periods is untenable as against the Government.

The Companies were informed accordingly and requested to execute the necessary mutchalika. The Binny Mill authorities wanted the wording of the mutchalika to be modified. The Government finally approved a draft agreement in their order No. L. 5720 M1 12-23-104 dated 19-2-1926. Thereon the mills were again requested to execute the mutchalika. The Binny mills were not agreeable to have the lease treated as a yearly one. The Maharaja Mill authorities wrote that they were in correspondence with their Head office. These facts were reported to Government and final orders of Government were solicited in this office letter No. G. 117 dated 31st March 1927. No orders seem to have issued in the matter so far.

In 1933 it was noticed that the revetment of the Agrahar tank bund on the western side had fallen off in many places and required repairs very badly. The question of draining the tank was also considered as it was of no use to the public and its existence was to sole benefit of the Binny Mills who were making use of the water. The Mill authorities were therefore intimated that if they wanted to have the tank retained they must pay for the up-keep of the same. In reply, they wrote in their letter dated 4th December 1933 stating that they were prepared to effect the necessary repairs to the bund but wanted to make it clear that they were using the water continuously for the past 45 years and that they had a permanent right to the use of the water and wanted these points to be recorded in writing and included in the agreement which they have to execute. A reply was sent to them inviting their attention to Government order No. R. 6790-5 L.R. 484-17-24 dated 2nd June 1922 and that their undertaking the repairs to the bund does not affect the proprietary right over the tank and its bund which the Municipality have derived from Government. They state that the repairs were undertaken by them to preserve the full enjoyment of their right to have the tank maintained as a tank, and freely and without interruption to draw sufficient water therefrom for their manufacturing purposes.

2) In this connection, I have also to bring to the notice of Government that the question of improving that portion of the Jakkarayana tank from which Maharaja Mills are drawing water has been taken up separately It would be desirable to drain a portion of the Agrahar tank also on the southern and eastern side. The Chief Engineer and Sanitary Engineer may kindly be requested to have the matter investigated and give their opinion and orders passed on the points raised in this office letter No. G. 117 dated 31st March 1927.

I have the honor to be,
Sir,
Your most obedient servant,

Municipal Commissioner.

Forwarded with compliments.

Hon. President.

Copy of letter No.G. 117 dated 31st March 1927 from the Municipal Commissioner, Bangalore city Municipality, to the Chief Secretary to the Government of Mysore, Bangalore

---oOo---

With reference to letter No D 4823/I & C 20-25-6 dated 24th December 1926 from the Secretary to Government, Development Departments, regarding the terms and conditions on which the Bangalore Cotton, Woollen & Silk Mills Company have been permitted to use the water of the Agrahara tank within the City Municipal limits, I have the honour to state that the conditions subject to which the Company is allowed to use the water are enumerated in the copy of the agreement of lease submitted herewith The terms of the leas were approved by Government in their letter No L 5720/Ml 12-23-104 dated 19th February 1926 The Company was asked to execute the agreement and in reply they suggest the ommission of Cl(6) and a modification of Cl (2) as they do not agree to a suggestion of a yearly lease and maintain that they have a prescriptive right to the use of the tank water Further, in the preamble portion, the Company suggest that mention may be made of the fact that they had free use of the water for their industrial purposes for close on 40 years A copy of the agreement which they are prepared to sign is also submitted for perusal

2 In this connection, I may state that the right of the Compan to the use of the tank water by prescriptive uses was carefully considered by Government in their order No R 6790-5/L R 484-17-24 dated 2nd June 1922 and the question was finally disposed of negativing the prescriptive right put forth by the company Early orders of Government are requested in the matter

3 The authorities of the Mysore Spinning and Manufacturing Company were also requested to execute a similar agreement in respect of the use of the water of Jakkarayankere tank They state in reply that they are in consultation with their Head Office and on recept of reply they ~~wish~~ will address me again on the subject

" Copy "

M Seshadri
Municipal Commissioner

M.M)

AGREEMENT OF LEASE made the .. ..day of. 1928 between the Municipal Commissioner on behalf of the Bangalore City Municipal Council (hereinafter called the Land Lord) of the one part and The Bangalore Woollen Cotton and Silk Mills Lt Bangalore (hereinafter called the Tenant) of the other part

WHEREAS the Land-Lord is the owner of the Tank known as "Agrahara Hosakere situate within the limits of Bangalore City Municipality and Whereas the Tenant who has had with the permission of the Land Lord the free use of water and is desirous of making use of the water of the said tank for its industrial purposes and WHEREAS it is agreed between the parties as hereto that the Tenant should have the use of the water of the said Tank subject to the conditions hereinbelow set forth, NOW THIS AGREEMENT WITNESSETH AS FOLLOWS -

1 The said Company shall use the water exclusively for industrial purposes

2 The Tenant should be considered to be a Tenant from year to year for such period as the mills continue to work, but it shall not be necessary for the Tenant to renew the lease every year

3 The use of the water of the said Tank by Tenant shall be free of cost

4 The Tenant shall not assign or underlet the use of the water of the said Tank without the consent in writing of the Municipal Commissioner, City Municipal Council, Bangalore

5 The Tenant shall not have any right to catch fish or duck or other birds in the Tank

6 If the tenant makes use of the water in a manne contrary to the terms herein specified, it shall be

be lawful for the Land-Lord to forthwith determine this demise and the rights and liabilities hereby confirmed shall thereafter absolutely cease.

In witness whereof We hereunto set our hands and seal this day the   day of   1938

" Copy "

M Seshadri
Municipal Commissioner.

M.M)

AGREEMENT OF LEASE made the day of 192 between the Municipal Commissioner on behalf of the Bangalore City Municipal Council (hereinafter called the Land-Lord) of the one part and The Bangalore Woollen, Cotton and Silk Mills Company, Limited, Bangalore (hereinafter called the Tenant) of the Other part

WHEREAS the Land-Lord is the owner of the Tank known as Agrahara Hosakere situate within the limits of Bangalore City Municipality and WHEREAS the tenant, who has free use of the water of the said tank for its industrial purposes for close on 40 years, is desirous of continuing to make free use of the water of the said tank for its industrial purposes and whereas it is agreed between the parties hereto that the Tenant should have the use of the water of the said Tank subject to the conditions hereinbelow set forth,

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS -

1 The said Company shall use the water exclusively for industrial purposes

2 It shall not be necessary for the Tenant to renew this lease which is for "in perpetuity" or for such period as these mills continue to exist

3 The use of the water of the said Tank by the Tenant shall be free of cost

4 The tenant shall not assign or underlet the use of the water of the said Tank without the consent in writing of the Municipal Commissioner, City Municipal Council, Bangalore

5 The Tenant shall not have any right to catch fish or duck or other birds in the Tank

In witness whereof etc ,

" Copy "

M.M)

Municipal Commissioner.

Letter No L.5720/Ml 12-23-104 dated 19th February 1926 from the Secretary to Government, Local and Legislative Departments, to the Municipal Commissioner, Bangalore City Municipal Council, Bangalore

----

With reference to your letter No 96/25-26 dated 18/19th December 1925, regarding the draft agreement proposed to be executed by the Bangalore Woollen, Cotton and Silk Mills Co , Ltd , and by the Mysore Spinning and Manufacturing Co Ltd , Bangalore, for the use of water of the Agrahara Hosakere Tank and Jakkarayanakere Tank respectively for industrial purposes, I am directed to return herewith the draft agreement together with a copy of the modification proposed therein by the Government Advocate in Mysore, and to request you to be so good as to cause the agreement to be executed in accordance with the Government Advocate's suggestions by e each of the companies in question, and to forward a copy of each of the documents executed for the information of Government

------

" Copy "

Municipal Commissioner

8/4

M.M)

Proceedings of the Government of His Highness the Maharaja of Mysore

--eoOo---

Read -

Letter No.D 1076 dated the 22nd September 1916 from the Agents, the Mysore Spinning and Manufacturing Company Limited , Bangalore reporting that though the Municipality is collecting water tax on the mill premises, the Water Supply Department do not allow them any free allowance of water, and requesting that, since it cannot be the intention of Government to collect water tax on Industrial concerns twice over, Government may be pleased to order the adoption of the Bombay system for the supply of water to the Mills

2. Letter No 64 dated 5th September 1917 from the Honorary President, City Municipal Council, Bangalore reporting that all shops in the City besides paying a Mohatarfa tax are assessed to water rate also and that therefore the Company cannot be exempted from paying the Municipal water rate

3 Unofficial Note No 138 dated 3rd October 1917 from the Deputy Chief Engineer in Mysore stating that the employment of mill hands is not for a domestic purpose and that no free allowance is therefore admissible under the rules

4. Correspondence ending with letter No 204 dated 19th January 1918 on the subject from the Honorary President, City Municipal Council, Bangalore, reporting that the Company have been for many years past using the water of the Jakkarayan tank which lies close to their mills free of cost, in the same way as the Binny Mills have been using the water of the Agrahara tank and that no agreement exists in this behalf

----

Order

Order No 7916-8/G 6 176-16

Dated Bangalore, the 8th February 1918

After a careful consideration of the case Government are of opinion that they see no sufficient reason for showing to the Mysore Spinning and Manufacturing Company, Limited, any further concessions than are allowed to Messrs Binny and Company's Mills i e , the use, free of cost, of the water in the adjoining tank and a payment of annas twelve per 1000 gallons of water taken from the Bangalore Water Supply

The President, City Municipal Council, is requested to arrange for a proper agreement being entered into with the Company in regard to the free supply of water from the Jakkarayan tank if no irrigation or other communal rights are-interfered with by the said agrangement Similar arrangement should be made with the Binny & Co , Mills for the use of the water from the tank adjacent to their Mills

Sd
Secretary to Government,
Departments of Education & Agriculture

" Copy "

M Seshadri
Municipal Commissioner

[illegible]
94

M M)

Proceedings of the Government of His Highness the Maharaja of Mysore

---oOo---

Read -

Letter No C 2252 dated 6th May 1918 from the Revenue Commissioner in Mysore reporting that both the Jakkarayanakere near the Mysore Spinning Mills and the Agrahar Hosakere near Benny's Mills, Bangalore city, are both minor tanks with no atchkat under either of them and that while the road passing over the Agrahar Hosakere is being maintained by the City Municipal Council, Jakkarayanakere was once repaired by the Public Works Department in 1917-18 on the ground that it discharged across the Bangalore-Harihar Railway line

2 Correspondence ending with letter dated 8th October 1918 from the Agents, Mysore Spinning and Manufacturing Company Ltd , Bombay in the matter of right of the company to use the water of Jakkarayanakere tank

3 Correspondence ending with letter from the Agents, Secretaries and Treasurers, Banglore Woollen Cotton and Silk Mills Co Ltd through Messrs Brightwell and Morley, Solicitors in the matter of the right of the company to use the water of Agrahar Hosakere tank

4 Correspondence ending with letter No 226 dated 8th April 1922 from the President, Municipal Council, Bangalore city reportin that Jakkarayanakere and Agrahar Hosakere tanks are included in the City Municipal limits and that the two mills have been using the water of the tanks without paying anything, and that Madras and Southern Mahratta Railway Company pay to City Municipality for the water it draws from the Agrahar tank a rate of six annas for every thousand gallons

----

Order

Order No R 6790-5/L R 484-17-24

Dated, Bangalore 2nd June 1922

It having come to the notice of Government that the Mysore Spinning and Manufacturing Company Ltd , and the Bangalore Woollen, Cotton and Silk Mills Co , Ltd, were using the water of the Jakkarayanakere tank and Agrahar Hosakere tank respectively without paying any tax, the two Companies were informed that such use of the water was not authorised by any specific grant creating any right in their favour and that such use was only by sufferance in the past and that no right could therefore be recognised They were also given time to make their representations, if any, in the matter The representatives of both the companies have not been able to produce any documents conceding the right to use the water of the tanks, but merely represent that they have acquired a prescriptive and indefeasible right to the water on the ground of its uninterrupted use for long periods This contention is untenable as against the Government

2 As Government have already passed orders in their Order No 7916-8/1 and C 176-16-8 dated 8th February 1922 regarding the use of water by the above mentioned companies no further action seems to be called for at present

Sd Srinivasa Iyengar

Secretary to Government,
Revenue Department
(in-charge)

" Copy "

Municipal Commissioner.

8/4

M M)

Extra

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, ~~4th March~~ 6 *193*6

No. L6794/ML

From

The *Chief Secretary to the Government of His Highness the Maharaja of Mysore*

To The Municipal Commissioner, Bangalore City.

Through The President, City Municipal Council, Bangalore.

Sir,

With reference to your letter No. A 1-1804/35-36 dated 4th January 1936 soliciting orders in regard to the execution of mutchalikas by the Binny Mills and the Maharaja Mills for the use of water in the tanks adjoining the Mills for manufacturing purposes, etc., I am directed to request you to be so good as to forward - copies of the following, as the papers on the subject are not - readily traceable in this office -

1) G.O. No. 7916-8/G 6-176-16 dated 8-2-1918
2) G.O. No. M. 6790-5/L.R. 484-17-24 dated 2-6-1922
3) G.O. No. [illegible] 5720/M. 12-23-104 dated 17-2-1926
4) Your office letter No. G. 117 dated 31-3-1927.

I have the honour to be,

Sir,

Your most obedient servant,

Fair Draft

For Chief Secretary to Government.

bnl.2

Appendix F G—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 193

Date of issue 6/3/36

Signed by Mr A S Rao

List of enclosures

Copied by

Examined by

Section ML

File No

Serial No

No L6794

To

The Municipal Commissioner
Bangalore city
(through the Resident)

Sir,

With reference to your letter No A1-1804/35-36 dated 4-1-36 soliciting orders in regard to the execution of mutchalikas by the Binny Mills & the Maharaja Mills for the use of water in the tanks adjoining the Mills for manufacturing purposes, etc I am directed to request you to be so good as to forward copies of the following, as the papers on the subject are not readily traceable in this office:-

1) G.O. No ~~[illegible]~~ 7916-8/G 6-176-16 dated 8-2-1918,

2) G.O. Ms. R.6790-5/K.R. 484-17-24 dated 2-6-22

3) G.O. No. L.5720/ML 12-23-104 dated 19-2-26

4) Your office letter No. G 117 dated 31-3-27.

I have etc.

for Chief Secy. to Govt.

City Municipal Office,

No A1-1804/35-36
Enc 4 copies of G O orders

Bangalore, dated 8th April, 1936

REV SEC
GEN 4646
13 APR
L S G

From

M Seshadri, Esq, M A,
Municipal Commissioner,
Bangalore City

CHIEF SECRETARY
9 APR 1936

To

A V Ramanathan, Esq, B A,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore

Sir,

With reference to your letter No L 6794/M1 dated 6th March 1936, I have the honour to forward herewith the copies of marginally noted Government Orders and letters called for in the letter under reference, for favour of information.

(1) G O No 7916-8/G 6-176-16 dated 8th February 1918
(2) G O No R 6790-5/LR 484-17-24 dated 2nd June 1922
(3) G O No L 5720/M 1 12-23-104 dated 19th February 1926
(4) This Office letter No C 117 dated 31st March 1927

I have the honour to be,
Sir,
Your most obedient servant,

M Seshadri
Municipal Commissioner.

Memo

Forwarded with compliments,

Honorary President

M L)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat 24-4-36

Dated, Bangalore, [redacted] 24 April 193 6.

No. L 8121

From

The *Chief Secretary to the Government of His Highness*
the Maharaja of Mysore

To

The Municipal Commissioner,
Bangalore City,
THROUGH the President, City Municipal Council, Bangalore

Sir,

With reference to the correspondence ending with your letter No.A1.1804/35-36 dated 8.4.1936, forwarding among others, a copy of your office letter No.G.117 dated 31.3.1927 regarding the execution of agreements by the Binny and Maharaja Mills for the use of water in Agrahar and Jakkarayanakere tanks/ respectively, I am directed to request you to be so good as to forward copies of the two enclosures to your letter No.G.117 dated 31.3.1927. It may also be stated whether the reply of the Mysore Spinning and Manufacturing Company referred to in para 3 of that letter has been since received and how the matter now stands.

I have the honour to be,
Sir,
Your most obedient servant,

Fair Draft)

for Chief Secretary to Government.

K.M.R.2.

Appendix F G—1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 24-4-36

Signed by M. A. S.

No L 8121

To

The Municipal Commr, Bangalore
(through the President)

Sir,

With reference to the correspondence ending with your letter No A1-1804/35-36 dated 8-4-1936 forwarding, among others, a copy of your office letter No G 117 dated 31-3-27 regarding the execution of agreements by the Binny and Maharaja Mills for the use of water in Agrahar and Jakkarayanakere tanks respy, I am directed to request you to be so good as to forward copies of the two enclosures to your letter No G 117 dated 31-3-~~27~~27

It may also be stated whether the reply of the Mysore Spinning & Mfg Coy referred to in para 3 of that letter has been since recd & how the matter now stands.

I have etc

List of enclosures

Copied by 3/4/36

Examined by

WD 03601—GPB—30 000—28-9 35

24/4

Rmr for Chief Secy to Govt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, ~~27th~~ 29 May *193* 6

No R 9114

From

The *Chief Secretary to the Government of His Highness*
the Maharaja of Mysore

To

The Deputy Commissioner,
Bangalore District.

Sir

I am directed to state that the marginally noted files of this office and other records with Municipal Commissioner's letter No.G.117 dated 31st March 1927 relating to the execution of agreements by the Binny and Maharaja Mills for the use of water in the Agrahar and Jakkarayankere tanks respectively are not traceable in this office and are required for urgent reference, I am to request you to kindly have the records of your office looked into and to send the connected papers referred to above if available.

(1) L.R.484-17 Ser als 1-7,9-17,19-24
(2) Ml.12-23 Serials 103 and 104
(3) File leading to Govt.order No. 7916-8/G.6-176-16 dated 8-2-1918

I have the honour to be,
Sir,
Your most obedient servant,

Fair Draft)

For Chief Secretary to Government.

mk.

Appendix F G—1]

UBJECT

nary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 29-5-36

Signed by Mn a S

1) LR 484-17 sls 1-7, 9-17, 19-24
2) MC 12-23 sls 103 & 104
3) File leading to G.O. No 7916-8/G 6-176-16 dated 8-2-1918

List of enclosures

Copied by

Examined by

II

Section

File No

2 Dfts **Serial No**

No L 9114

To

The Deputy Commissioner
Bangalore Dt.

Sir,

I am directed to state that the marginally noted files of this office and other records of ~~Govt office~~ ~~bearing~~ with Municipal Commissioner's letter No G 117 dated 31-5-1927 relating to the execution of agreements by the Binny and Maharaja Mills for the use of water in the Agrahar and Jakkarayankere tanks respy are not traceable in this office and are required for urgent reference. I am to request you to kindly have records of your office looked into [illegible] to send the connected papers referred to above if available

I have etc

For Chief Engg Inspt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, ~~27th~~ 29 May *193* 6

No. L 9115

From

The *Chief Secretary to the Government of His Highness*
the Maharaja of Mysore

To

The Municipal Commissioner,
Bangalore City
(through the President, Bangalore City Municipal Council)

Sir

I am directed to invite reference to this office letter No.L. 8121 dated 24th April 1936 calling for copies of correspondence and certain information in connection with the execution of agreements by the Binny and the Maharaja Mills for the use of water in Agrahar and Jakkarayanakere tanks respectively and to request that the same may be furnished early.

I have the honour to be,
Sir,
Your most obedient servant,

Fair Draft)

For Chief Secretary to Government.

mk.

pendix F G—1]

BJECT

Diary No of letter replied to

General and Revenue Secretariat

the 193

Date of issue 29-5-1936

Signed by M R S

List of enclosures

Copied by

Examined by

I

2 D/05

Section

File No

Serial No

No L 9115

To

The Municipal Commr, Bangalore city
(through the President)

Sir,

I am directed to invite reference to this office letter No. L 8121 dated 24-4-36 calling for copies of correspondence and certain information in connection with the execution of agreements by the Binny and the Maharaja Mills for the use of water in Agrahar and Jakkarayanakere tanks respectively, and to request that the same may be furnished early.

I have etc

For Chief Secy to

M. Ram

3609

City Municipal Office,

No A1 1804/35-36
Encl 2

Bangalore, dated 3rd June 1936

L s 4

From

M SESHADRI, ESQ, M A,
Municipal Commissioner,
Bangalore City

To

A V. Ramanathan, Esq , B A ,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore

Sir,

Regarding the agreements by the Binny and Maharaja Mills for the use of water in Agrahara tank and Jakkarayanakere respectively

Adverting to your letter No L 8121 dated 24th April 1936, I have the honour to forward herewith the copies of the two enclosers to this office letter No 117 dated 31st March 1927 i e , the copies of the agreement proposed to the Mills and the one suggested by the Binny Mill

The Reply, if any, received from the other mill referred to in para 3 of that letter is not traceable

I have the honour to be,
Sir,
Your most obedient servant,

M Seshadri
Municipal Commissioner

M S
3/6

Memo

Forwarded with compliments

Honorary President

M M)

C 9265

Dear Sir,

I am desired to invite reference to this office letter No. L.9114 dated 29th May 1936 regarding the missing files of this office relating to the execution of agreements by the Binny and Maharaja Mills for the use of water in the Agrahar and Jakkarayanakere tanks and to request that your reply thereto may kindly be expedited.

Yours sincerely,

Fair dft)

N.V. Ramaswami, Esq., M.A., B.L.,
Deputy Commissioner,
Bangalore.

Appendix F G—1]

SUBJECT

Section

File No.

Serial No.

No L 9265

~~To~~

Dear Sir,

I am desired to invite reference to this office letter No. L 9114 dated 29-5-36 regarding the missing files of this office relating to the execution of agreements by the Binny and Maharaja Mills for the use of water in the Agrahar and Jakkarayanakere tanks and to request that your reply thereto may kindly be expedited.

Yours sincerely

H V Ramaswami Esq MA BL
Dy Comm, Bangalore Dt

Diary No of letter replied to ,

General and Revenue Secretariat
(   )
the   193

Date of issue (4   3'

Signed by

List of enclosures

Copied by

Examined by

m

In all future communications please quote
No CQ-4288
Enc 35-7

Tel Address – DEPCOM
Post Box No 34

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT

Dated Bangalore, the **11th June** *193*6

5744/L
13 JUNE 1936

FROM

H. V. RAMASVAMI, ESQ., M.A., B.L.,
Deputy Commissioner,
Bangalore District

To

L 3 4
12 JUNE 1936

A. V. RAMANATHAN, ESQ., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

Subject –

With reference to your letter No.L.9114 dated 29th May 1936 and the subsequent D.O. reminder thereto regarding the file of papers about the agreement executed by the Binny and the Maharaja Mills for the use of water of certain tanks in the Bangalore Taluk, I have the honour to state that the records of this Office as also of the Taluk Office are being looked into carefully and the final report on the result of the search will be made very shortly.

I have the honour to be,
Sir,
Your most obedient servant,

H. Ramaswami
DEPUTY COMMISSIONER,
BANGALORE DISTRICT

SVS.11-6-36.

O No 21 7256 GENERAL AND REVENUE SECRETARIAT,

Dated, Bangalore 4 2nd July 193[illegible].

Dear Sir,

I am desired to forward herewith copy of letter No.A1-1804/35-36 dated 4th January 1936 from the Municipal Commissioner, Bangalore City in the matter of (1) execution of agreements by the Binny and the Maharaja Mills for the use of water in the Hosakere Agrahar and Jakarayankere tanks respectively for industrial purposes and (2) the upkeep of the tanks by the respective mills and to request you to favour Government with your opinion in regard to the latter in the circumstances explained by the Municipal Commissioner in paras 5 and 6 of his letter.

Yours sincerely.

(1) The Chief Engineer in Mysore

(2) The Sanitary Engineer in Mysore.

Rmr

Appendix F G—1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

D O No L 124-125 E. I.

To

~~[illegible]~~

General and Revenue Secretariat

( )

the 193

Date of issue 4-2-36

Signed by

Dear Sir,

I am desired to forward herewith copy of letter No A1-1804/35-36 dated 4-1-1936 from the Municipal Commissioner, Bangalore city in the matter of (1) execution of agreements by the Binny and the Maharaja Mills for the use of water in the Hosakere Agrahar and Jakkarayankere tanks respectively for industrial purposes and (2) the upkeep of the tanks by the respective Mills and to request you to ~~forward~~ ~~furnish~~ favour Government with your opinion in regard to the latter in the circumstances

List of enclosures

Copied by

Examined by

explained by the MC Commissioner in paras 5 & 6 of his letter.

Yours sincerely

2/7/36

9/7

1) Dewan Bahadur N N Ayyangar Ag
Chief Engineer of Mysore

2) B. R. Garudachar Ag
Sanitary Engineer

In all future communications please quote
No C9-4288/35-36
Eng
One file of 8 sheets of Ver Records
Tel. Address—"DEPCOM"
Post Box No 34

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT

Dated, Bangalore, the 3rd July *193* 6

130
2

REV SECY
8 JULY 1936
R. & A. BRANCH.

FROM

H V. Ramaswami, Esq., M.A ,B L.,
Deputy Commissioner,
Bangalore District

CHIEF SECY
6 JULY 1936

TO

Ramanathan, Esq., B.A
Chief *Secretary,*
to the Government of Mysore
Bangalore

SIR,

Subject —

In continuation of this office letter No C9-4288/35-36 dated 11th June 1936 regarding the file of papers about the agreement executed by the Binny and the Maharaja Mills for the use of water of certain tanks in the Bangalore taluk, I have the honour to state that the Amildar, Bangalore Taluk who was asked to send the connected records if available in his office intimated that a report was, in this connection, submitted to this office on 8-3-1920 and that no further correspondence in the matter seemed to have been received in the Taluk Office after that date. From the registers of this office it was found that the papers received from the Amildar were sent to the Honorary President, City Municipality Bangalore with this office No C C 5465/1917-18 dated 31-5-1920 and that the same were not received back from him in this office

On receipt of your letter under reply, the Municipal Commissioner was requested, in this office letter No C9-4288/35-36 dated 13-6-1936, to send the records forwarded to the Honorary President in May 1920. This record which was received with the Municipal Commissioner's letter No A1-1804/35-36 dated 24-6-1936 is enclosed herewith

I may also mention here that it is seen from the monthly proceedings book for February 1918 that Government, in their order No 7916-18 - I & C 176-16-8 dated 8-2-1918 declined to allow any further concession to the Mysore Spinning and Manufacturing

y Ltd., than were allowed to Messrs Bi [illegible] & Company

Mills and this Government order was sent to the Honorary President, City Municipal Council to enter into necessary agreement with the above Mills with regard to the free supply of water from the tanks adjacent to the Mills and no copy of the Government order appears to have been sent to this office. Beyond the record forwarded herewith, no other paper concerning the question are available in this office. The records leading to Government order No 7910-18 - I & C 176-16-8 dated 8-2-1918 may perhaps be available with the Municipal Commissioner Bangalore.

I have the honor to be,
Sir,
Your most obedient servant

Deputy Commissioner
Bangalore District

3S/-

(~~)

No. 91

[illegible]

ලේකම් —

[illegible] 91 / ~~20~~.8.18

[illegible]

[illegible] (Burmy) [illegible]

[illegible] Tyrone Spinning & Manufacturing [illegible]

Burmy Mills [illegible]

[illegible]

K. Alawaka

9/8/80

Arulan

Urgent 2409 [illegible] 7274

[illegible]

[illegible]

5/10/18, Shehan

[illegible]

Received 29/11/18

[illegible]

[illegible]

1918 [illegible]
[illegible]
[illegible]
[illegible]

[illegible]
[illegible]
[illegible]
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[illegible]
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[illegible]

[illegible]

[illegible]

[illegible]

Before me

[illegible]

[illegible]

5/2

[illegible]

[illegible] 1919 [illegible]

[illegible]

[illegible]

B. [illegible]

[illegible]

9/18

[illegible]

[illegible] 204 [illegible] 204
28.9.18

[illegible]

[illegible] 24/9/18

[illegible]
28-9-18

[illegible] 410

[illegible] 260

[illegible] 409 [illegible]
6.10.18

24/10/18

[illegible]

8/10/18 [illegible]

[illegible] 27/11/18

2

[illegible]

[illegible] 1218

10

719

[illegible]

[illegible] 11.06 / 7.6.18 [illegible]

[illegible]

[illegible] (Bunny) [illegible]

[illegible]

[illegible] C S - 4 6 5 - [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 2/12/18

16

[illegible]

16-12-18

Misc 5465 3/12-18

Reply [illegible] file 16-12-19 from [illegible]

Inspection Hears on 5-1-20

17-12-19

The Amildar has been asked his opinion on the report of the Shekdar. As this is an important matter, he will please make a personal inquiry and report whether the Shekdar's report [illegible] whether the [illegible] of water of these tanks by the said [illegible] will in any way interfere with the cattle going there for a drink or whether the [illegible] in any [illegible] of water by other means as hitherto [illegible] by whom [illegible] was affected. Amildar

[illegible] 10/12/19

[illegible] 17/12/19

11c [illegible] 6/15 [illegible]

17/12 [illegible]

I [illegible] the [illegible] there is no [illegible]

19/1/20

(3)

No. OC 5G559 17-18

21-1-20 Encl file

G 24001
21.1.20

20-1-20
Accept

HA
20/1/20

[illegible]

[illegible] C 5465-[illegible]/14-12-19 [illegible]

[illegible]

[illegible]

౩

[illegible]

[illegible]

[illegible]

KKamaraju

ది 17/11/52న [illegible]

O C 5465 (1952) [illegible] 7/1131

17-18 [illegible]

[illegible] 28/1/20

Y Narayana

[illegible] O C 860 [illegible] 17-18

9 [illegible] 20 - 1952

Submitted 11/2/52

Acc Bill 28/1/20

9 3 20

Accts (N.A.)

62952/4-3-52

[illegible]

[illegible]

[illegible]

2 [illegible] Woollen and Cotton Mills. [illegible] Chlorine [illegible]

No 6826
Encls 1 Report.
2 Estimates.
2 plans.
5.

MYSORE PUBLIC WORKS DEPARTMENT,
CENTRAL OFFICE,
Dated Bangalore, 12-2-1937

GEN. & REV. 7686
FEB 37

FROM

DIWAN BAHADUR
N N AYYANGAR, B A., L.C.E., M I.E (Ind.), I S E,
Chief Engineer of Mysore,
Bangalore

CHIEF SECRETARY 12 FEB 37 GOVT OF MYSORE

To

The Chief Secretary to Government,
Bangalore.

Subject:- Execution of agreements by Messrs. Binny & Maharaja Mills for use of water in the Hosakere Agrahar and Jakkarayanakere tanks, Bangalore City.

With reference to your D.O.letter No. L 124-125 dated 4-7-1936, regarding the above subject, I have the honour to inform you that the tanks were inspected by me in company with the Municipal Commissioner and the Sanitary Engineer in Mysore on the 29th August 1936.

A copy of the report drawn up by the Sanitary Engineer with the estimates and sketches, is herewith forwarded. The proposals made therein seem suitable for adoption.

I have the honour to be,
Sir,
Your most obedient servant,

for Chief Engineer of Mysore.
11-2

TRNSN/11.2

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 6296

Bangalore, Dated, 26th February 1937
27

From

The *Chief Secretary to the Government of His Highness
the Maharaja of Mysore*

To

The Sanitary Engineer,
Bangalore

Sir,

With reference to your report dated 6th January 1937 to the Chief Engineer submitting two estimates for the improvements of the Jakkarayanakere and Hosakere Agrahar Tanks, Bangalore City, I am directed to request you to be so good as to furnish information on the following points -

1 Whether the ~~managements~~ arrangements now made by the Mysore Spinning and Manufacturing Company for their water supply are from the tank or otherwise

2 Are the improvements in the interests of the sanitation of the city or for the benefit of the Mills?

A very early reply is requested

I have the honour to be,
Sir,
Your most obedient servant,

(As draft)

For Chief Secretary to Government

Appendix F G—1]

SUBJECT

Section ME

File No

Serial No

No L 6296

To

The Sanitary Engineer,
Bangalore

Diary No of letter replied to

General and Revenue Secretariat

( )

the 193

Date of issue 27/2/36

Signed by

Sir,

With reference to your report dated 6-1-37 to the Chief Engineer submitting the estimates for the improvements of the Jakkarayanakere and Hosakere Agrahar Tanks, Bangalore city, I am directed to request you to be so good as to furnish information on the following points:-

1) Whether the

now made by the Mysore Spinning and Manufacturing Company for their water supply are

List of enclosures

Copied by

Examined by

the tank or otherwise,

~~3) If the Mtee are not prepared to pay the cost of the improvements suggested disapproving what is the further action to be taken in the matter?~~

(2) Are the improvements in the interests of the sanitation of the City or for the benefit of the Mtee?

A very early reply is requested

I have &c

23/11/37

for Chief Secy

Rmr

OF M

DEPARTMENT OF HEALTH

BUREAU OF SANITARY ENGINEERING

B R GARUDACHAR Esq B A C E M I E
Sanitary Engineer

4929

53

CHIEF SECRETARY
IC
3.5.1937
GOVT OF MYSORE

3/5/37

Bangalore (S India) dated. April 28 1937

4 MAY 1937
L.B. BRANCH

The Chief Secretary to
the Government of Mysore,
Bangalore

Sir,

With reference to your No L 6296/Nil dated 26/27-2-1937 requesting me to furnish information on the points raised therein, I have the honour to state as follows -

1 The channel has been trimmed and realigned in a nice curve with a sluice vent from which the water is drawn into the new pond The water supply into this pond which feeds the Mysore Spinning and Manufacturing Company is from the Jakkarayanakere Tank In the event of the tank bund being breached as proposed in the estimate it will be necessary for the Mills to get their water supply by pumping from a well dug newly in the channel and the pump newly installed The breaching of the bund which will be necessary in the interest of the health of the locality will have to be undertaken after consulting the Mill authorities

2 The improvement will be in the interest of the City viz , the Seshadripuram and lower part of Malleswaram area, incidentally it is considered to be benefit to the Mill area also

I have the honour to be,
Sir,
Your most obedient servant,

B R Garudachar
28-4-37
SANITARY ENGINEER

BSE

Appendix F G—1]

SUBJECT

Section M

File No

Serial No

Diary No of letter replied to

General and Revenue Secretariat

(   )

the   193

Date of issue 12 37

Signed by

No 7916-8/G 6,176-16 dated 8-2-1918

) No R 6790-5 / Dr R 484-17-24 dated 2-6-1922

List of enclosures

Copied by

Examined by

No L 5307

To The Municipal Commr,
B'lore City.

Sir,

With reference to the correspondence ending with your letter No A1-1804/35-36 dated 3-6-1936 regarding the agreements by the Binny and Maharaja Mills for the use of water in Agrahara tank and Jakkarayankere respectively, I am directed to state that, in view of the definite orders passed in the x marginally noted Govt. orders, the question has to be further pursued ~~[illegible]~~ by the Municipality and a settlement arrived at with the two mills in the matter in regard to the

P T O

modification proposed by the ~~M~~ Binny mills in the agreement proposed to be executed, I am to enquire what action the municipality intend to take in case the two mills refuse to execute the agreements as proposed

In regard to the improvements suggested for the Agrahara Tank and the Takkarayanakere and the draining off a portion of the former ~~tank~~, I am to observe that it is not clear if the mills concerned have ~~not~~ moved in the matter and in the absence of any motion on their part, there is no reason why Govt or the self should incur any unnecessary expense in this connection. since the water is allowed to be used free a condition may inserted in the agreement effect that the ~~[illegible]~~ mills should keep the tanks and ~~of the~~ bunds in proper repair some improvements seem to have been effected to the channel leading to the Tapparayanakere Tank the Maharaja Mills just l the side of the platform and Venkatarangaiyar roads I am to request you to be so good as to state under whose orders these improvements are carried out and what the & a portion of the lands ~~has been~~ encroached Mill authorities have to say in regard to the execution of the agreement as already ordered by the Govt.

The Sanitary Engineer has reported that the water supply to ~~into~~ the said pond which feeds the Mysore Spinning and Manufacturing Coy is from the

fore bank and that in the
event of the tank bund
being breached, it will
be necessary for the mills
to get their water supply
by pumping from a well
dug newly in the channel
and the pump newly
installed. He adds that
the breaching of the bund
which will be necessary
in the interest of the
health of the locality will
have to be undertaken
after consulting the mill
authorities. This aspect
of the question viz. the
legal consequences
involved, should the
tanks be breached as
indicated by the Sanitary
Engineer may also
be considered

Information on

G. R. S. App. F G 3

GENERAL AND REVENUE
SECRETARIAT

(*Continuation sheet draft form*)

the several points referred to above may kindly be arranged to be furnished at an very early date.

I have etc.

17.12.37

Secy. to Govt.
L. S. G. Deptt.

2/1/14

AS 8/12.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated Bangalore 20th, Decr. *193*7
22

No L 5507/

From

The Secretary to the Government of His Highness the Maharaja of Mysore,
Local Self Government Department

To

The Municipal Commissioner,
Bangalore City, Municipal Council
(thro the President)

Sir

With reference to the correspondence ending with your letter No.A1-1804/35-36 dated 3rd June 1936 regarding the agreements by the Binny and Maharaja Mills for the use of water in Agrahara tank and Jakkarayankere respectively, I am directed to state that, in view o the definite orders passed in the margina ly noted Government Orders, the question has to be further pursued by the Municipality and a settlement arrived at with the two mills in the matter

1) No.7916-8/G.6.176-16 dated 8-2-1918.
2) No.R.6790-5/L.R.484-17-24 dated 2-6-1922.

In regard to the modification proposed by the Binny Mills in t agreement proposed to be executed, I am to enquire what action the Municipality intend to take in case the two mills refuse to execute the agreements as proposed.

In regard to the improvements suggested for the Agrahara Tank and the Jakkarayanakere and the draining off a portion of the forme I am to observe that it is not clear if the mills concerned have moved in the matter and in the absence of any motion on their part, there is no reason why Government or the Municipality should incur any unnecessary expenditure in this connection. Since the water is allowed to be used free of cost, a condition may be inserted in the agreement to the effect that the Mills should keep the tank and the bunds in proper repair.

Some improvements seem to have been effected to the channel leading to the Jakkarayanakere Tank by the Maharaja Mills just by the side of the platform and Venkatarangiengar roads. I am to request

you to be so good as to state under whose orders these improvements are carried out and a portion of the land encroached upon and what the said Mill authorities have to say in regard to the execution of the agreement as already ordered by the Government.

The Sanitary Engineer has reported that the water supply to the said pond which feeds the Mysore Spinning and Manufacturing Company is from the Jakkarayanakere tank and that, in the event of the tank bund being breached, it will be necessary for the Mills to get their water supply by pumping from a well dug newly in the channel and the pump newly installed. He adds that the breaching of the bund which will be necessary in the interest of the health of the locality will have to be undertaken after consulting the Mill authorities. This aspect of the question viz., the legal consequences involved, should the tanks be breached as indicated by the Sanitary Engineer may also be considered.

Information on the several points referred to above may kindly be arranged to be furnished very early.

I have the honour to be,
Sir,
Your most obedient servant,

Jt Secretary to Government,
L.S.G. Department.

4369

I reminder

VI. G 7] GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

No L7456, dated the 9 3 1938

To

The Municipal Commissioner
Bangalore City

SUBJECT

Re use of water by the Binny and Maharaja Mills for industrial purposes

SIR,

I am directed to invite attention to the marginally noted communication and to request ~~that the Government~~ of His Highness the Maharaja may be informed, in the column opposite, of the cause of delay in furnishing a reply and of the approximate date on which reply may be expected

~~I am also to request~~ that the reply to this reminder may be sent ~~not later than the~~ at an early date

*No 5807, dated 22-12-37

I have, etc.,

For Secretary to Government,
L. S. G. Department.

9/3

*Previous reminders

11 MAR 1938

WD 01970—GPB—3,750—3-7-34

REPLY

No A1-1804/35-36 dated the 13-3-1938

To

The Secretary to the Government of
H H the Maharaja of Mysore,
Local Self Government Department
Bangalore

Sir,

I have the honor to state that the legal ~~consequences~~ issues involved in the matter are being investigated in consultation with the Municipal Advocate. Final reply will be submitted after obtaining his considered opinion and ascertaining the attitude of the Mill authorities. ~~as likely to take up~~

I have the honor to be
Sir,
Your most obedient Servant
S Narayana
13/3
Municipal Commissioner,
Bangalore City Municipality

12/3/38

11/3/38

Subject is under perusal ... report in the matter ... will be ... [illegible]

5301

VI G 7]

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

No. 8946, dated the 30. 4. 1938

To

The Municipal Commissioner
Bangalore City

SUBJECT

Re Use of water by the Binny and Maharaja Mills for industrial purposes

SIR,

I am directed to invite attention to the marginally noted communication and to request that the ~~Government of His~~ Highness the Maharaja may be ~~informed~~, in the column opposite, of ~~the cause of delay in furnishing a reply and of the approximate date on which reply may be expected.~~

*No. 5507, dated 22-12-37

~~I am also to request~~ that the reply to this reminder may be sent not later than the 10th May 1938

I have, etc.,

For Secretary to Government,
L. S. G. Department

RECD. BY POST
CITY MU. OFFICE
BANGALORE.
1 MAY 1938

Immediate - Asst.

*Previous reminders.

WD 0684—GPB—7,500—30-12-36

REPLY

No , dated the 193

A1 1804/35-36

To

The Secretary to the Government of H H the Maharaja of Mysore,
Local Self Government *Department.*
Bangalore

Sir,

I have the honor to state that all the available references on the subject have been sent to the Municipal Advocate for examining the legal position of the parties concerned and furnishing his views on the several points referred to in your letter. Final reply will be made on receipt of his views.

I have the honor to be
Sir,
Your most obedient Servant
S. Narayana

Municipal Commissioner
Bangalore City Municipality

4/5/38

Final reply. As soon as [illegible] B. City will be awaited.

5737
2

BANGALORE CITY MUNICIPALITY.

6 JU

MUNICIPAL OFFICES

No Al. 1804/35 — Bangalore, 3rd June 1938

~~From~~

S NARAYANA RAO ESQ M A (HONS),
MUNICIPAL COMMISSIONER
Bangalore City

To
P H Krishna Rao, Esq , M A ,
~~The~~ Secretary to the Government of
His Highness the Maharaja of Mysore,
Local Self Government Department,
Bangalore

SIR,

Subject - Regarding the agreements to be got executed by the Binny and Maharaja Mills for the use of water in -- Agrahara tank and Jayanakere respectively

With reference to your letter No L 5507 dated the 20th/22nd December, 1937, on the above subject, I have the honour to state -- that the matter having been referred for the opinion of the Municipal Advocate he has intimated that a final decision on the several points cannot be arrived at, except by open discussion at a meeting of myself, the President, the Municipal Advocate and the representatives of the Mills. Accordingly, it had been arranged to hold a -- meeting on the 28th May, 1938, but the General Manager of the Maharaja Mills wrote to say that the Managing Director of the Mills was away from Bangalore and that he would again write to this Office in July, 1938, for an appointment

2 After the meeting is held, a further communication will be made to you, furnishing all the particulars, required in your letter, under reference

I have the honour to be,
Sir,
Your most obedient servant,
S Narayana Rao
Municipal Commissioner

Forwarded, with compliments,
4/6
Honorary President

Sent for perusal. This will be kept in the file till end of August 1938, at the end of which a reminder will be issued, if no reply is recd by then
4/6

~~5/6~~
8/6 [illegible] 1938

ppendix F G—1]

JECT

Section

File No

Serial No.

Diary No of letter replied to

No L 2363

To

The Mnl Comr B city

General and Revenue Secretariat

(   )

the   *193*

Sir,

With reference to your ad interim reply No A, 1804/35-36 dated 4 5 38 stating that the final reply will be made on receipt of the views of the Mnl Advocate with regard to the legal ~~points~~ position of the parties concerned (Brewery and Maharaja Mills) about the use of water for industrial purposes, I am directed to enquire when the submission of the reply in the matter may be expected

I have &c

For Secy to Govt
L S G Deptt

Date of issue 15 5 38

Signed by [illegible] S H

List of enclosures

Copied by

Examined by

WD 0278—GPB—30 000—4 3 38

1699

BANGALORE CITY MUNICIPALITY.

MUNICIPAL OFFICES,

No. A1-1804-35. Bangalore, 21-9-1938
22

From
S. NARAYANA RAO, ESQ., M A (HONS.),
MUNICIPAL COMMISSIONER,
Bangalore City

22/9/

To
P.H.Krishna Rao, Esq., M.A.,
The Secretary to the Government of
His Highness the Maharaja of Mysore,
Local Self-Government Department,
Bangalore

SIR,

Re: the execution of the agreements by the Binny and the Maharaja Mills for the use of water for industrial purposes

---

With reference to your letter No.L. 2363 dated 15-9-38 on the above subject, I have the honour to state that the premises of the - Maharaja Mills and Jakkarayenakere were inspected by the undersigned with the Municipal President, the Municipal Advocate and the - representatives of the Mills on the 30th August 1938 and the terms of the agreement were decided except as regards fixing the boundary of the tank. That has since been done by the Municipal Engineer and agreed to by the Mill authorities. The Municipal Advocate - has been requested to send a draft of the agreement. On its receipt the same will be submitted for the approval of the Government. The agreement with the Binny Mills authorities will be taken up thereafter

I have the honour to be,
Sir,
Your most obedient servant,
S Narayana Rao
MUNICIPAL COMMISSIONER.

Forwarded with compliments.
21/9
Honorary President

Subd for perusal.
Receipt of further reply will be awaited
26/9

27/9/

19

GENERAL AND REVENUE SECRETARIAT,

Dated, Bangalore, 9th Nov 1938

D O No. L 3757

Dear Sir,

I am desired to invite reference to ~~this~~ your Office letter No A1. 1804-35 dated 21/22 - 9-38 ~~and the subsequent reminders ending with No. dated~~ re. the execution of the agreement by the Binny and the Maharaja Mills for the use of water for industrial purposes.

and to request you to be so good as to ~~expedite your reply thereto, as the matter has been pending for a long time.~~ State when the final reply in the matter may be expected.

Yours sincerely,

To

The Dist [illegible]
B City.

2764
L.

SECY LOCAL SELF GOVT OF MYSORE
28 NOV 1938

BANGALORE CITY MUNICIPALITY

MUNICIPAL OFFICES

No 6 W-1 A1-180 K-35

Bangalore, 25-11-1938

From

S NARAYANA RAO ESQ. M A (HONS)
MUNICIPAL COMMISSIONER
Bangalore City

To
P.H.Krishna Rao, Esq., M.A.,
~~The~~ Secretary to the Government of
His Highness the Maharaja of Mysore,
Local Self Government Department,
Bangalore

SIR,

Regarding the execution of the agreements by the authorities of the Binny and Maharaja Mills for the use of water for industrial purposes

With reference to your letter No L. 3751 dated 9-11-1938, on the above subject, I have the honour to state that the draft agreement having been sent to the authorities of the Maharaja Mills, their representative had an interview with me on 11-11-1938 and represented that certain alterations were necessary in the draft agreement sent from this office, regarding time limit for beginning construction and access of the public to the area and promised to make a reference in the matter They have been reminded On receipt of the reference further action will be taken. After execution of the agreement by the Maharaja Mills authorities, action will be taken to obtain the agreement from the Binny Mills authorities

TYPING SECTION
14 MAR 1939
GEN & REV. SECT

I have the honour to be,
Sir,
Your most obedient servant,
S. Narayana Rao
Municipal Commissioner.

Forwarded with compliments

26/11
Honorary President

Subd. for perusal
29/11

29-3-38

Draft D.O. reminder submitted

14-3-39.

GENERAL AND REVENUE SECRETARIAT,

Dated, Bangalore, 16/3/39

D O No L 7583

Dear Sir,

I am desired to invite reference to ~~this~~ your Office letter No A1 1804/35-36 dated 25-2-'36 ~~and the subsequent reminders ending with No ________ dated~~ regarding the execution of the agreement by the Binny and Maharaja Mills for the use of water for industrial purposes.

and to request you to be so good as to expedite your reply thereto, as the matter has been pending for a long time

Yours sincerely,

14-3-39

To

The Mul. Commr B. City

5078
L

BANGALORE CITY MUNICIPALITY

MUNICIPAL OFFICES
Bangalore, 25-3- *193*9

No 41-1804-35

SECY LOCAL SELF GOVT
27 MAR 193
4161

From

S NARAYANA RAO ESQ M A (HONS)
MUNICIPAL COMMISSIONER
Bangalore City

To

P.H.Krishna Rao, Esq., M.A.,
The Secretary to the Government of
His Highness the Maharaja of Mysore,
Local Self Government Department
Bangalore

Sir,

With reference to your letter No.L. 7523 dated 16-3-1939, regarding the execution of the agreements by the Binny and Maharaja Mills for the use of water for industrial purposes, I have the honour to - state the receipt of the final draft agreement from Mr. B.Shankara Rao, Counsel for the Maharaja Mills is awaited. He has been reminded this day. On receipt of his reply further action will be taken in the matter.

After the execution of the agreement by the Maharaja Mills authorities, action will be taken to obtain the agreement from the Binny mills authorities.

I have the honour to be,
Sir,
Your most obedient servant,

MUNICIPAL COMMISSIONER
25 3 39

Forwarded with compliments.

25/3
Honorary President.

Subd for perusal

PSK. Receipt of further reply will be awaited

28/3/-

28/3 for

28/3

GENERAL AND REVENUE SECRETARIAT

D. O. No.

Dated, Bangalore,— 19th June 1939.

Dear Sir,

I am desired to invite your attention to this office letter No.L.5507 dated 22nd December 1937 and the subsequent reminders ending with No.L.7523 dated 16th March 1939 in the matter of the execution agreements for the use of water by the Maharaja and Binny Mills for industrial purposes and to request that reply thereto may kindly be expedited as the matter is long pending.

Yours Sincerely,

S. Narayana Rao, Esq., M.A.(Hons.)
Municipal Commissioner,
Bangalore City.

6879

BANGALORE CITY MUNICIPALITY

MUNICIPAL OFFICES

No **A1- 1804-35.**

22/6

Bangalore 21-6- 1939

22

From

S NARAYANA RAO ESQ M A (HONS)
MUNICIPAL COMMISSIONER
Bangalore City

To

C. Subrahmanya Aiyar, Esq., B.A., B.L.,
~~The~~ Secretary to the Government of
His Highness the Maharaja of Mysore,
Law ~~Local Self Government~~ Department,
Bangalore

Sir,

With reference to your D.O. reminder No.L. 10104 dated 19-6-1939, regarding execution of the agreements for use of water by the Maharaja and Binny Mills for industrial purposes, I have the honour to state that an altered draft of the agreement has since been received from the authorities of the Maharaja Mills. Copies of it have been sent to the Health Officer and Municipal Engineer for furnishing certain particulars required thereon by the Council. On receipt of their reports the draft agreement will be placed before the Council and a report made to Government.

I have the honour to be,
Sir,
Your most obedient servant,
S. Narayana Rao
Municipal Commissioner.
21/6/39

Forwarded with compliments.
21/6
Honorary President.

PSK. Subd for perusal,
If appd, receipt of further reply will be awaited
26/6/-

6/6

26/6

SECY LAW
5 AUG 1939
GOVT OF MYSORE

823
06

BANGALORE CITY MUNICIPALITY

No ~~A1~~ 1804/35

Encl

MUNICIPAL OFFICES
Bangalore, 4th August 1939.

From

S NARAYANA RAO ESQ M A (HONS)
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

C Subrahmanya Aiyar, Esq , B A , B L ,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department, Bangalore

Sir,

With reference to your D.O reminder No L 1534 dated the 2nd August 1939, regarding the execution of the agreements by the Binny and Maharaja Mills for the use of water for industrial purposes, I have the honour to state that the draft of the agreement received from the authorities of the Maharaja Mills has been -- placed before the Council, which is meeting tomorrow, and that a report will be submitted to Government, soon after they arrive at a decision in the matter

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments,

4/8

Honorary President

Subd for perusal
9/8

9/8

has 4/8

1808/2

BANGALORE CITY MUNICIPALITY

No **A1-1804-35.** MUNICIPAL OFFICES

Encl Three *Bangalore,* **14-9- 19 39.**

ML 153-39-1

From

SECY LAW DEPT 13-9-1939 GOVT OF MYSORE 19/9/

S NARAYANA RAO ESQ M A (HONS)
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

C Subrahmanya Aiyar, Esq , B.A ,B.L ,

Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department, Bangalore

SIR,

Re the execution of the agreement by the Maharaja Mills for the use of water for industrial purposes

----

In continuation of my letter No A1-1804-35 dated the 5th August 1939 on the above subject, I have the honour to state that the draft of the agreement received from the authorities of the Maharaja Mills was placed before the Municipal Council at their meeting held on 5-9-1939 They have approved of it with slight modifications as noted in the margin

A copy of the Council resolution together with the copies of the agreements as received from the - authorities of the Mills and as modified by the Council, are herewith forwarded for favour of your obtaining the approval of the Government to the agreement as modified by the -

1 The following has been substituted for clause "E"
" The Company shall not have any right to object the public to use the water for legitimate purposes or any portion of portions of the bund or tank"

2 The following has been added as clause "H"
" The Municipal Commissioner or the Local or Central Authority shall have the right of getting repairs effected either through himself or any other agent or - authority in the tank, the bed, and the bund, waste weir and all other portions connected with the tank, either to construct, raise or lower any portions of the tank, bund, bed or any portion connected therewith "

the Council

I have the honour to be,

Sir,

Your most obedient servant,

Municipal Commissioner. 14/9/39

Forwarded with compliments.

Honorary President. 15/9

PSK

5/39-40

Minutes of the Proceedings of the Adjourned Ordinary General Meeting of the City Municipal Council, Bangalore Bangalore, held on Tuesday the 5th September 1939 at -- 4 P.M. in the Council Chamber of the City Municipal Offices Bangalore

Present

N Balakrishnaiya, Esq., B.A., LL.B.,
Honorary President.

Messrs

1. R Venkataswamy
2. T.L. Gangoji Rao
3. B.R Kavetirangappa
4. D Rameswara Sa
5. S N M Rizvi
6. K M Naganna
7. I K Purushothama Naidu
8. D. Venkataramanappa
9. B.L Byanna
10. Singam Rangaswamappa
11. K Gubbaiya, B.A., BL B.,
12. M R. Narasimha Iyengar.
13. Mirza Azizulla Beig
14. Dr M. Royan, M D,
15. V Chikkayellappa
16. Sri R. Kalyanamma.

Absent

Messrs

1. Belur Srinivasaiengar, B A, B.L.,
2. S Krishnappa, B A,
3. B S Shankarappa Setty
4. L Muniswamy
5. Tubagere Nanjappa
6. C M Garudachar
7. P Subbarama Chetty
8. P M Ramasarma
9. M Krishnaswam Pillay
10. B.M. Madhava Rao, L.M & S
11. S.L. Mannaji Rao
12. O S. Nasarulla Sheriff, M.A., LL.B.,
13. B. Abdur Rahmon, B.A.,

---oOo---

mitted f vour of obtaining the a

Urgent Addl. Subject.No. 5.

Commissioner's memo suggesting some amendments to the draft agreement to be executed by the Maharaja Mills for the use of the Jakkarayanakere tank for industrial purposes, and approved by the Council on 5-8-1939.

Resolution - Approved.

Sd N Balakrishnaiya
Honorary President

Copy.

14/5

PSK Municipal Commissioner

As produced by the Mill Authorities

This Agreement made and entered into this day of 193[illegible] between the Municipal Commissioner of Bangalore City (hereinafter called "THE MUNICIPAL COMMISSIONER" which expression shall, where the context so requires or admits, include his successors in Office or other representatives of the executive of the Municipal Commission, Bangalore City) and the Mysore Spinning and Manufacturing Co , Ltd , a Joint Stock Company incorporated under the Indian Companies Act (hereinafter called "THE COMPANY " which expression shall where the context so demands or admits include its successors in business or such person or persons as shall at any time hereafter own the mills at present belonging to the Company) whereby it is witnessed as follows -

1 WHEREAS the Company has had the free use of the water of the tank called "JAKKARAYANAKERE " situated in or near the Mills of the Company in Seshadripuram, Bangalore City, for its manufacturing purposes ever since the Mill was constructed and the right of the Company to such free use of the water has been confirmed by the Government of Mysore under Government Order No. 7916-8/F C 176-17-8 dated 8th February 1918.

2 AND WHEREAS BY the said order, the President of the City Municipal Council, Bangalore City was directed to arrange for a proper agreement in regard to the free supply of water from the tank

3 AND WHEREAS the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who under the present law represents the excutive authority vested in the President at the time of the aforesaid Government Order) and the - Company, that the Company shall have a grant of the right to use the water of the said tank upon the terms and conditions hereinafter appearing

NOW THEREFORE THIS AGREEMENT WITNESSETH AS FOLLOWS,-

a) The Company shall have the use of the water of the said Jakkarayanakere Tank which for purposes of identification has been described in Schedule "A" hereunder for its manufacturing purposes so long as the Mills of the Company shall be situated in or about its present habitat.

b) The Company shall pay Re 1/- per annum to the Municipal Commissioner for the use of the said water and shall also keep in proper repair at its own cost the bunds of the Tank described in Schedule "B" hereunder

c) The Company shall not assign or underlet the right of user hereby conferred without the previous sanction in writing obtained from the Municipal Commissioner

d) The Company shall not have any right to catch fish or duck or other birds in the said tank nor shall the Municipal Commissioner let out, sell or otherwise grant such rights of fishing or shooting duck or other birds or any other rights to any member of the public at any time hereafter.

e) The company shall have the right to exclude all members of the public from any user of the water of the said tank or any portion or portions of the bund or bunds of the tank save and except when any labour is employed by the Municipal xx Commissioner or other local or Central authority for effecting repairs to the tank bunds other than those referred to in Schedule "B" hereunder.

f) All extraordinary repairs or repairs other than the ordinary repairs to the bunds in Schedule "B" hereunder shall be effected by or under the authority of the Municipal Commissioner or the Government and at their cost

g) The Company shall have as to all other matters the same rights, privileges and powers as an ordinary licensee save and except that in regard to the ownership of the tank bund or the tank bed the Company shall not have any rights except those of excluding tresspassers.

The Municipal Commissioner shall have all rights, powers and privileges of a Licensor with regard to the obligations of the Company hereby created save and except that should he at any time seek to deprive the Company of the right of the use of the water the same shall not be done except under orders of the Government.

Scheduke "A"

Draft for approval

Schedule "B"

IN WITNESS WHEREOF we have hereunto set our hands this day of 193 in the presence of

Copy

S Narayanan 26/5

PSK Municipal Commissioner

G R S App F VI—G 2]
SUBJECT

Diary No of letter replied to

Section ML
File No 153-39
Serial No 2

General and Revenue Secretariat
(   )
the   *193*

*Proceedings of the **Government** of*
*His Highness the **Maharaja** of Mysore*

Date of issue   3 - 1   1940

Signed by

Read— Correspondence ending with letter No A1.1804-35 D/ 14-9 39 from the ML Commr, Bangalore city, requesting ~~for~~ approval to the draft agreement to be executed by the authorities of the Maharaja Mills, in favour of the city mcp, for the use of the water of the Tank ~~the~~ called "Jakkarayanakere" situated in or near the said Mills ~~of the company~~ in Seshadripuram, Bangalore City, for industrial Purposes

May this be—
(i) printed ?
(ii) treated as a standing order ?
(iii) published in the Gazette English Part ?
(iv) translated ?
(v) placed at the disposal of the press ?
(vi) published in the Gazette Kannada Part ?

~~Order thereon.—No~~

Order No: 26476-80

The agreement is appd

The M C Commr is requested to take necessary action to get the agreement executed by the authorities of the Mills.

He is also requested to obtain a similar agreement from the authorities of the Binny Mills for using the water of the 'Tonakere Agrahar tank and forward same to the Office of Govt very early

For Secy to Govt
Law Dept
16/1

From

The M C Commr, Bangl, thro Post with a copy of the agreement

The Comptroller to Govt ——— Do ———

Rev Commr ——— Do ———

Dr of I & C ——— Do ———

[illegible] [illegible] Dept

List of Enclosure

Copied by

Examined by

As modified by the Municipal Council

THIS AGREEMENT made and entered into this.. ... ..day of ....1939 between the Municipal Commissioner of Bangalore city (hereinafter called "THE MUNICIPAL COMMISSIONER", which expression shall, where the context so requires or admits, include -- his successors in Office or other representatives of the executive of the Municipal Commission, Bangalore city and the Mysore Spinning and Manufacturing Co , Ltd., a Joint Stock Company incorporated under the Indian Companies Act (hereinafter called "THE COMPANY" which expression shall where the context so demands or admits -- include its successers in business or such person or persons as shall at any time hereafter own the mills at present belonging to the Company) whereby it is witnessed as follows -

1 **WHEREAS** the Company has had the free use of the water of the tank called "JAKKARAYANAKERE" situated in or near the Mills of the Company in Seshadripuram, Bangalore City, for its manufacturing purposes ever since the Mill was constructed and the right of the Company to such free use of the water has been confirmed by the Government of Mysore under Government Order No. - 7916-8/F.C. 176-17-8 dated 8th February 1918.

2. **AND WHEREAS** by the said order, the President of the City Municipal Council, Bangalore City was directed to arrange for a proper agreement in regard to the free supply of water from the tank

3 **AND WHEREAS** the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who under the present law represents the executive authority vested in the President at the time of the -- aforesaid Government Order) and the Company, that ~~that~~ the Company -- shall have a grant of the right to use the water of the said tank upon the terms and conditions herein-after appearing

NOW THEREFORE THIS AGREEMENT WITNESSETH as follows -

(a) The Company shall have the use of the water of the said Jakkarayanakere Tank which for purposes of identification has

been described in Schedule "A" hereunder for its manufacturing purposes so long as the Mills of the Company shall be situated in or about its present habitat.

(b) The Company shall pay Re. 1/- per annum to the Municipal Commissioner for the use of the said water and shall also keep in proper repair at its own cost and the bunds of the Tank described in Sechedule 'B' hereunder

(c) The Company shall not assign or underlet the right of user hereby conferred without the previous sanction in writing obtained from the Municipal Commissioner.

(d) The Company shall not have any right to catch fish or duck or other birds in the said tank nor shall the Municipal Commissioner let out, sell or otherwise grant such rights of fishing or shooting duck or other birds or any other rights to any members of the public at any time hereafter.

(e) The Company shall not have any right to object the public to use the water for legitimate purposes or any portion or portions of the bund or tank.

(f) All extra-ordinary repairs or repairs other than the ordinary repairs to the bunds in Schedule 'B' hereunder shall be -- effected by or under the authority of the Municipal Commissioner or the Government and at their cost.

(g) The Company shall have as to all other matters, the same rights, privileges and powers as an ordinary Licensee save and except that in regard to the ownership of the tank-bund or the tank-bed the Company shall not have any rights except those of excluding trespassers

The Municipal Commissioner shall have all rights, powers and privileges of a Licensor with regard to the obligations of the Company hereby created save and except that should he at any

time seek to deprive the Company of the right of the use of the water, the same shall not be done except under orders of the -- Government.

(h) The Municipal Commissioner or the Local or ~~the~~ Central Authority have the right of getting repairs effected either through himself or any other agent or authority in the tank, the bed and the bund, waste-~~water~~ weir and all other portions connected with the tank, either to construct, raise or lower any portions of the tank bed or bund or any portion connected therewith

SCHEDULE 'A'

SCHEDULE 'B'

IN WITNESS WHEREOF, we have hereunto set our hands this day of.. . .. ..193 in the presence of

S Narayana Iyer
14/5
Municipal Commissioner

5492

2

BANGALORE CITY MUNICIPALITY

No A1.1804/38
Encl Two.

MUNICIPAL OFFICES,
Bangalore 5th May 1941

SECY LAW DEPT
MAY 1941
GOVT OF MYSORE

L S G BRANCH

From

S NARAYANA RAO Esq M A (HONS)
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

H. V. NARAYANA RAO, ESQ., B.A., LL.B.,
Secretary to the Government
of His Highness the Maharaja of Mysore,
Law Department, Bangalore

Sir,

1/B''

7

Adverting to Government Order No.L 6426-80/M1 153-39-2 dated 18/23-1-1940, approving the draft agreement to be executed by the authorities of the Maharaja Mills for the use of water of the Jakkarayanakere tank, I have the honour to state that the authorities of the Mills were requested to execute the agreement accordingly. They wanted a final proviso, as noted in the margin to be inserted in the agreement. The matter was considered by the Council at their meeting held on 15-3-1941. They have resolved that a proviso, modified by the municipal advocate as noted hereunder, be added. A copy of the Council resolution is herein enclosed for kind perusal.

> 'Provided, however, that no work whether of repair, construction, dredging or otherwise, however carried on by the Municipal Commissioner or his agents or nominees purporting to be in pursuance of any rights reserved to the Municipal Commissioner under this agreement, shall diminish the quantity of water at any time and from time to time standing in the tank "

> "Provided, however, that no work, whether of repair, construction, dredging, or otherwise, however carried on by the Municipal Commissioner or his agents or nominees, in pursuance of any rights reserved to the Municipal Commissioner, under this agreement, shall diminish the quantity of water in the tank except in cases where the Municipality, as the custodian of public health, finds it absolutely necessary to do so."

The draft agreement, revised as per Council resolution, is herewith submitted for favour of obtaining the approval of of Government thereto.

I have the honour to be,
Sir,
Your most obedient servant,

Forwarded with compliments,

HONORARY PRESIDENT.

MUNICIPAL COMMISSIONER.

ENC.

10'40.

Minutes of the proceedings of the ordinary [illegible] of the City Municipal Council, Bangalore held on [illegible] March 194[illegible] at 4 P.M. in the Council [illegible] Offices, Bangalore.

- o -

Present.

W.H.Hanumanthappa, Esqr.,
Honorary President.

Messrs:

1. V.K.Govindarajulu, B.A., B.L.,
2. R. Subbanna.
3. N. Keshavaiengar, B.A., B.L.,
4. Ramala Thiwari,
5. L.S.Raju, M.A.(Hons.), B.L.,
6. V. Venkataramanappa,
7. G. Nanjappa,
8. K. Hanumanthiah, B.A., LL.B.,
9. T. Gangadharaswamy,
10. B. Narasimhiah,
11. V. Venkataswami Chetty,
12. K. Ganga Setty,
13. K.N.Ramaswami, B.A.,

Messrs.

14. K. Shamaraja Iyengar, B.A., [illegible]
15. C.N.Narasinga Rao, B.A., [illegible]
16. H.R.Guruva Reddy, B.A., [illegible]
17. M.A.Gopalaswami Iyengar, [illegible]
18. M.R.Honnappa, B.A., B.L.,
19. M.K.Narayana Iyengar, B.A.,
20. H.C.Suryanarayana Rao,
21. B. Subbiah, B.Sc., LL.B.
22. Kota Kanakshiah Setty,
23. O.S.Nasarulla Sheriff, M.A.
24. Mirza M. Azizulla Baig,
25. A. J. Khaleel, B.A., B.L.,
26. Dr. M. Royan, M.D.,

-Absent.

1. Mr. A. Madhava Iyengar, B.A.,
2. Mr. S.N.M.Razvi,
3. Mr. V. Chikkayellappa,

- o 0 o -

GTT/-

BANGALORE CITY MUNICIPALITY.

-- oOo --

Minutes of the Proceedings of the Council Meeting dated 15th March'

Subject No.13. In the matter of agreement to be got executed by the Maharaja Mills for the use of the water of Jakkarayanakere Tank.

The Commissioner explained to the House that the Mills wanted a final proviso to be added to the agreement to the effect that no work of repair, construction etc., undertaken by the Municipalit through its Commissioner or his agents or nomin should diminish the quantity of water in the t but when this was sent to the Municipal Advocate for opinion, he had suggested that the Municipal should have control over diminishing the water i the tank when matters affecting the public healt of the locality cropped up and that he had there modified the said proviso suitably, which ma accepted by the House.

Then the proviso to the agreement to be execut the Maharaja Mills for the use of Jakkaraya water, as modified by the Municipal Advocat approved by the House.

Sd/-W.H.Hanumanthapp
HONORARY PRESIDENT

-- oOo --

"C O P Y"

MUNICIPAL COMMISSIONER 6 5/41

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Read —

Government Order No.6476-80/Ml. 153-39-2 dated 23rd January 1940 approving the draft agreement to be executed by the authorities of the Maharaja Mills, in favour of the Bangalore City Municipality for the use of the water of the tank called the "Jakkarayanakere" situated in or near the said Mills in Seshadripuram, Bangalore City for industrial purposes.

2. Letter No.A1-1804/38 dated 5th May 1941 from the Municipal Commissioner, Bangalore, forwarding for approval a revised draft agreement for the purpose referred to in the Government Order read above as approved by the Municipal Council in their meeting held on 15th March 1941.

* * *

Order No. 8385-89/M.L. 153-39-4

[illegible]

Dated, Bangalore the 20th May 1941.

The revised agreement is approved and appended to this order.

(Draft) for Secretary to Government,
Law Department.

To

The Municipal Commissioner, Bangalore City through the President, with a copy of the agreement.

The Comptroller to Government with a copy of the agreement.

The Revenue Commissioner -do- -do-

The Director of Industries and Commerce -do- -do-

The Deputy Commissioner, Bangalore Dt. -do- -do-

Agn/7.

THIS AGREEMENT made and entered into this .... day of ....1941 between the Municipal Commissioner of Bangalore City (hereinafter called "THE MUNICIPAL COMMISSIONER" which expression shall, where the context so requires or admits include his successors in office or their representatives of the executive of the Municipal Commissioner, Bangalore City) and the Mysore Spinning and Manufacturing Co., Ltd., a Joint Stock Company incorporated under the Indian Companies Act (hereinafter called "THE COMPANY" which expression shall where the context so demands or admits include its successors in business or such person or persons as shall at any time hereafter own the mills at present belonging to the Company) whereby it is witnessed as follows:-

1. WHEREAS the Company has had the free use of the water of the tank called 'Jakkarayanakere' situated in or near the Mills of the Company in Seshadripuram, Bangalore City, for its manufacturing purposes ever since the Mill was constructed and the right of the Company to such free use of the water has been confirmed by the Government of Mysore under Government Order No.7916-8/S&C. 176-17-8 dated 8th February 1918.

2. AND WHEREAS by the said order, the President of the City Municipal Council, Bangalore City was, directed to arrange for a proper agreement in regard to the free supply of water from the tank.

3. AND WHEREAS the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who under the present law represents the executive authority vested in the President at the time of the aforesaid Government Order) and the company, that the Company shall have a grant of the right to use the water of the said tank upon the terms and conditions herein appearing.

NOW THEREFORE THIS AGREEMENT WITNESSETH AS FOLLOWS.-

(a) The Company shall have the use of the water

of the said Jakkarayanakere Tank which for purposes of identification has been described in Schedule 'A' ~~[illegible]~~ hereunder for its manufacturing purposes so long as the mills of the Company shall be situated in or about its present habitat.

(b) The Company shall pay Re-1/- per annum to the Municipal Commissioner for the use of the said water and shall also keep it in proper repair at its own cost the bunds of the tank described in Schedule 'B' hereunder.

(c) The Company shall not assign or underlet the right of user hereby conferred without the previous sanction in writing obtained from the Municipal Commissioner.

(d) The Company shall not have any right to catch fish or duck or other birds in the said tank nor shall the Municipal Commissioner let out, sell or otherwise grant such rights of fishing or shooting duck or other birds or any other rights to any members of the public at anytime hereafter.

(e) The Company shall not have any right to object the public to use the water for legitimate purposes or any portion or portions of the bund of tank.

(f) All extra-ordinary repairs or repairs other than the ordinary repairs to the bunds in Schedule 'B' hereunder shall be effected by [illegible] or under the authority of the Municipal Commissioner or the Government and at their cost.

(g) The Company shall have as to all other matters, the same rights, privileges and powers as an ordinary Licensee, save and except that in regard to the ownership of the tankbund or the tankbed the Company shall not have any rights except those of excluding trespassers.

The Municipal Commissioner shall have all rights, powers and privileges of a Licensor with regard to the obligations of the Company hereby created, save and excep that should he at anytime seek to deprive the Company of

the right of the use of the water, the same shall not be one except under orders of the Government.

(h) The Municipal Commissioner or the Local or Central Authority have the right of getting repairs effected either through himself or any other Agent or authority in the tank, the bed and the bund, waste-weir and all other portions connected with the tank, either to construct raise or lower any portions of the tank-its bed or bund or any portion connected therewith.

"Provided, however, that no work, whether of repair, construction, dredging, or otherwise, however carried on by the Municipal Commissioner or his agents or nominees, in pursuance of any rights reserved to the Municipal Commissioner, under this agreement shall -2 diminish the quantity of water in the tank except in cases where the Municipality, as the custodian of public health, finds it absolutely necessary to do so."

SCHEDULE 'A'

SCHEDULE 'B'

IN WITHNESS WHEREOF, we have hereunto set our hands this .... day of ....1941 in the presence of . ...

Ag. Secretary to Govt.
Law Dept

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 193

Section ml

File No 153-39

Serial No. 4

*Proceedings of the **Government** of*
*His Highness the **Maharaja** of Mysore*

Date of issue 20th May 1941

Signed by Mr A Arunachalam

Read—G O No 6476-80/ml 153-39-2 D 23.1-1940 approving the draft agreement to be executed by the authorities of the Maharaja Mills, in favour of the Bangalore City Mcpy, for the use of the water of the Tank called the "Jakkarayanakere" situated in or near the said mills in Seshadripuram, Bangalore City for industrial purposes.

2) Letter No A1 1804/38 D 5-5-41 from the ml Commr., Bangalore City forwarding for appl a revised draft agreement for the purpose

~~Order thereon No~~

May this be—

(i) printed

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

referred to in the GO read above
as appd by the M C in
their meeting held on 15-3-41

Order No L 8385-89/E2

The revised agreement
is approved and appended
to this order

15/5/41

Secy to Govt
Law ~~Dept~~
14/5
E

To the M C Commr, P C of this Dist with a Copy of the agreement
The Comptroller — Do —
The Rev Commr — Do —
The Dr of I & C — Do —
The D C Police Dt — Do — List of Enclosure

Copied by

Examined by

This Agreement made and entered into this .... day of .... 1940 between the Municipal Commissioner of Bangalore City (hereinafter called "THE MUNICIPAL COMMISSIONER" which expression shall, where the context so requires or admits include his successors in office or [illegible] representatives of the executive of the Municipal Commissioner, Bangalore City) and the Mysore Spinning and Manufacturing Co., Ltd., a Joint Stock Company incorporated under the Indian Companies Act (hereinafter called "THE COMPANY" which expression shall where the context so demands or admits include its successors in business or such person or perso as shall at any time hereafter own the mills at present belonging to the Company) whereby it is witnessed as follows -

1. WHEREAS the Company has had the free use of the water of the tank called 'JAKKARAYANAKERE' situated in or near the Mills of the Company in Seshadripuram, Bangalore City, for its manufacturin purposes ever since the Mill was constructed and the right of the Company to such free use of the water has been confirmed by the Government of Mysore under Government Order No. 7916-8/~~P.C.~~ 176-17-8 dated 8th February 1918.

2. AND WHEREAS by the said order, the President of the City Municipal Council, Bangalore City was, directed to arrange for a proper agreement in regard to the free supply of water from the tank.

3. AND WHEREAS the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who under the present law represents the executive authority vested in the President at the time of the aforesaid Government Order) and the company, that the Company shall have a grant of the right to use the water of the said tank upon the terms and conditions herein after appearing.

NOW THEREFORE THIS AGREEMENT WITNESSETH AS FOLLOWS -

(a) The company shall have the use of the water of the said Jakkarayanakere Tank which for purposes of indentification has been described in Schedule 'A' hereunder for its manufacturing purposes so long as the mills of the Company shall be situated in or about its present habitas.

"Provided, however, that no work, whether of repair, construction dredging, or otherwise, however carried on by the Municipal Commissio or his agents or nominees, in pursuance of any rights reserved to the Municipal Commissioner, under this agreement, shall diminish the quantity of water in the tank except in cases where the Municipality, the custodian of public health, finds it absolutely necessary to do s

SCHEDULE 'A'

SCHEDULE 'B'

IN WITNESS WHEROF, we have hereunto set our hands this .... day of .... 1941 in the presence of

----

"DRAFT"

Municipal Commissioner. 6 5 41

Vsg/-

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 8565 *Bangalore, dated* 28th **May 1941.**

FROM

The Secretary to the Government of His Highness
the Maharaja of Mysore
Law Department.

To

The Municipal Commissioner,
Bangalore City.

Sir,

With reference to your letter No.A1-1804/35 dated 20th February 1941, I am directed to request that the execution of an agreement for the use of the water of the Hosakere Agrahara Tank by the Binny Mills may be expedited.

I have the honor to be,
Sir,
Your most obedient servant,

(Draft)

For Secretary to Government,
Law Department.

SR/2

Appendix F G—1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

No L 8565

To The Ml Commr B'lore

General and Revenue Secretariat

( )

the *19*

Date of issue 28th May 1941

/Do

Signed by Mr. A. Krishnachar

Sir,

With reference to your letter No A1 1804/35 Dt 20-2 41 I am directed to request that the execution of ~~the~~ an agreement for the use of the water of the Hosakere Agrahara tank by the Binny Mills may be expedited

I have etc

for Secy to Govt

Law Deptt

27/5

List of enclosures

Copied by

Examined by

6028

BANGALORE CITY MUNICIPALITY

SECY LAW DEPT
2 JUNE 1941
GOVT OF MYSORE

No. L. 1804/35

MUNICIPAL OFFICES,
Bangalore 31st May 1941

From

S NARAYANA RAO ESQ M A (HONS)
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

H V NARAYANA RAO, ESQ., B A., LL.B.,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
LAW DEPARTMENT, BANGALORE

SIR,

With reference to your letter No L 8565 dated 28-5-1941, regarding the execution of the agreement for the use of water of the Hosakere Agrahara tank by the Binny Mills, I have the honour to state that the draft agreement received from the authorities of the mills has been referred by the Council to the City Improvement Committee The opinion of the City Improvement Committee will be placed before the Council in due course and the resolution of the Council in the matter submitted to Government as early as possible

I have the honour to be,
Sir,
Your most obedient servant,
S Narayana Rao
MUNICIPAL COMMISSIONER

Submitted for perusal
Further communication will be awaited
5/6

5-6

SVS

5092/60

BANGALORE CITY MUNICIPALITY

No. A1.1804/35.

Encl

MUNICIPAL OFFICES.

Bangalore 5th August 1941

GEN. & REV. SECRETARIAT
6 AUG 194
L S G BRANCH

From

ABDUL AZIZ KHAN, ESQ., B.A.,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To

H. V. Narayana Rao, Esq., B.A., LL.B.,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
LAW DEPARTMENT, BANGALORE.

SIR,

With reference to your reminder letter No.Z.971 dated 2-8-1941, regarding the execution of the agreement by the Binny Mills for the use of Water of the Hosakere Agrahara tank and in continuation of my letter No.A1.1804/35 dated 31-5-1941 on the same subject, I have the honour to state that the opinion of the City Improvement Committee has not yet been received, though a D O reminder was issued to the Secretary of the Committee on 16-7-41. He has been again reminded to-day. The opinion of the City Improvement Committee will be got and submitted to Government with the resolution of the Council thereon, as early as possible.

I have the honour to be,
Sir,
Your most obedient servant,
A A Khan
MUNICIPAL COMMISSIONER.

Sub. for perusal.
Receipt of further report will be awaited.

9/8

9-8

9/8

svs.2

BANGALORE CITY MUNICIPALITY

No A1.1804/35

Encl Papers with one
blue print

MUNICIPAL OFFICES.

Bangalore 2nd September 1941.

Ide 52

ML 153-39-5

LAW DEPT.
5 SEP 1941
GOVT OF MYSORE

GEN. & REV SECRETARIAT
5 SEP 1941
L S G BRANCH

ABDUL AZIZ KHAN, Esq., B.A.,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To

H. V. Narayana Rao, Esq., B.A., LL.B.,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
LAW DEPARTMENT, BANGALORE.

SIR,

Subject - Agreement to be executed by the Binny Mills for the use of water of the "Hosakere Agrahara" Tank.

-- oOo --

In continuation of my letter No.A1.1804/35 dated 5-8-1941 on the above subject, I have the honour to forward herewith for favour of obtaining the approval of Government, the draft of the agreement to be executed by the Binny Mills for the use of water of the "Hosakere Agrahara" tank, as agreed to by the authorities of the Mills and as approved by the Municipal Council. A copy of the Council resolution dated 16-8-1941 in the matter is enclosed herein for favour of reference.

I have the honour to be,
Sir,
Your most obedient servant,

AAKhan

MUNICIPAL COMMISSIONER.

Forwarded with compliments.

Hanumanthappa

HONORARY PRESIDENT.

svs.

BANGALORE CITY MUNICIPALITY.

--:000:--

Proceedings of the Meeting of Council dated the

16th August 1941.

URGENT ADDL.
Subject No.1.-

Council Sub.No.12 of 27-2-41 re. the modification of the Clause "G" in the agreement to be executed by the Bangalore Woollen, Cotton and Silk Mills Co in respect of the use of the Agrahar Tank water.

Resolution:-

Approved.

Sd/- W. H. Hanumanthappa.

HONORARY PRESIDENT.

--:0O0:--

"COPY"

Municipal Commissioner.

SVS.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Read :—

Letter No.A1.1804/35 dated 2nd September 1941 from the Municipal Commissioner, Bangalore City, requesting approval to the draft agreement to be executed by the authorities of the Binny Mills (the Bangalore Woollen, Cotton and Silk Mills Company, Ltd) in favour of the City Municipal Council for the use of the water of the Tank called the "Hosakere Agrahara" tank situated in or near the said mills in the City for industrial purposes.

Order No. LL593-97/LC 155-39-6

Dated, Bangalore, 25 September 1941

The agreement is approved and appended to this order.

The Municipal Commissioner is requested to take necessary further action to get the agreement executed by the authorities of the Mills.

Secretary to Government,
Law Department.

To

The Municipal Commissioner, Bangalore City, with a copy of the Agreement
The Comptroller to Government,)
The Revenue Commissioner in Mysore,)
The Director, Industries and Commerce,) —do—
The Deputy Commissioner, Bangalore Dt.)

AGREEMENT.

THIS AGREEMENT made and entered into this day of 1941 between the Municipal Commissioner of Bangalore City (hereinafter called "THE MUNICIPAL COMMISSIONER" which expression shall where the context so requires or admits include his successors in office or other representatives of the Executive of the Municipal Commission, Bangalore City) AND The Bangalore Woollen Cotton and Silk Mills Co., Ltd., a joint stock company incorporated under the Indian Companies Act VI of 1882 (herein after called the "COMPANY" which expression shall where the context so demands or admits include its successors or assigns) whereby it is witnessed as follows:-

1. WHEREAS the Company has had the free use of the water of the Tank called "Hoskere Agrahar Tank" situated in or near the Mills of the Company in Cottonpet, Bangalore City, for its manufacturing purposes ever since the Mill was constructed and the right of the Company to such free use of the water has been confirmed by the Government of Mysore Order No.W916-8 Fe.176-17-8-Dated the 8th February 1918 and No.L.6486-90/M1.153-39-2 Dated 18th/23rd January 1940.

2. AND WHEREAS by the said order the President of the City Municipal Council, Bangalore City, was directed to arrange for a proper agreement in regard to the free supply of water from the Tank.

3. AND WHEREAS the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who, under the present law represents the executive authority vested in the President at the time of the aforesaid Government Order) and that the Company shall continue to have the right to the free use of the water of the said Tank upon the terms and conditions hereinafter appearing.

NOW THEREFORE THIS AGREEMENT WITNESSETH as follows:-

(a) The company shall have the free use of the water of the said Hoskere Agrahar Tank which for purposes of identification has been described in Schedule "A" hereunder for its manufacturing purposes as ~~A~~long as the Mills of the Company shall be situated in or about its present habitat.

(b) The Company shall be responsible for the ordinary repair of the bounds of the Tank at its own cost, but all extra-ordinary repair or repairs other than ordinary repairs of the bunds shall be effected by or under the authority of the Municipal Commission or the Government and at their cost.

(c) The Company shall not assign or underlet the right of user herein mentioned without the previous sanction in writing obtained from the Municipal Commissioner.

(d) The Company shall not have any right to catch fish or duck or other birds in the said Tank nor shall the Municipal Commissioner let out, sell or otherwise grant such rights of fishing or shooting duck or other birds or any other rights to any members of the public at any time hereafter.

(e) The Company shall not have any right to object to the public using the water for legitimate purposes or any portion or portions of the bund or tank.

(f) The Municipal Commissioner or the Local or Central Authority shall have the right of getting repairs effected either through himself or any other agent or authority in the tank, the bed and the bund, waste-weir and all other portions connected with the tank, either to construct, raise or lower any portions of the tank bed or bund or any portion connected therewith but not so as to prejudice the rights of the Company.

(g) "The Company shall have as to all other matters the same

same rights, privileges and powers as an ordinary licensee save and except that, in regard to the ownership of the tank-bund or the tank-bed, the Company shall not have any rights except as owners of the easement to the use of the water as aforesaid".

SCHEDULE "A".

The boundaries of the Tank are as marked in blue in the enclosed Blue Print~~s~~.

IN WITNESS WHEREOF we have hereunto set our hands this
day of 1941.

In the presence of

J Ramachandran

for Secretary to Government,
Law Department.

Witnesses.

KDM/7

G R. S App F VI—G 2]

SUBJECT

at/

7 Copies

Diary No of letter replied to

Section ML

File No 153-39

Serial No 6

General and Revenue Secretariat

( )

the 193

Proceedings of the Government of
His Highness the Maharaja of Mysore.

Date of issue 25th Septr. 1941

Read— Letter No A1 1804/35 d/ 2-9-41 from the Ml Commr Bangalore city, requesting approval to the draft agreement to be executed by the authorities of the Binny Mills (the Minerva Mills, cotton silk mills coy ltd) in favour of the city Mty for the use of the water of the Tank called the "Hosakere Agrahara" tank situated in or near the said mills in the city for industrial purposes

Signed by Mr. G. Ramachandra Rao.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

~~Order thereon—No~~ Consent

Order No /2593-97

Ex: Secretary

The agreement is approved

and appended to this order.

The ml Commr is requested to take necessary further action to get the agreement executed by the authorising the Mills

Secy to Govt
Law Dept
[illegible]

To the ml Commr, [illegible] thro PSL with a copy of the agre

The Comptroller

The Rev Commr

The Dr of Ind

The S-C Bhose [illegible]

List of Enclosures

Copied by

Examined by

WD 0279—GPB—22,500—14-4-38

7E11°

Draft Agreement

THIS AGREEMENT made and entered into this day of 1941 between the Municipal Commissioner of Bangalore City (hereinafter called "THE MUNICIPAL COMMISSIONER" which expression shall where the context so requires or admits include his successors in office or other representatives of the Executive of the Municipal Commission, Bangalore City) AND The Bangalore Woollen Cotton and Silk Mills Co., Ltd., a joint stock company incorporated under the Indian Companies Act VI of 1882 (herein after called the "COMPANY" which expression shall where the context so demands or admits include its successors or assigns) whereby it is witnessed as follows

1. WHEREAS the Company has had the free use of the water of the Tank called "Hoskere Agrahar Tank" situated in or near the Mills of the Company in Cottonpet, Bangalore City, for its manufacturing purposes ever since the Mill was constructed and the right of the Company to ~~make~~ such free use of the water has been confirmed by the Government of Mysore Order No.7916-6FC.176-17-8 dated the 8th February 1918 and No.L.6426-80/Ml.153-39-2 dated 18th/23rd January 1940.

2. AND WHEREAS by the said order the President of the City Municipal Council, Bangalore City, was directed to arrange for a proper agreement in regard to the free supply of water from the Tank.

3. AND WHEREAS the matter was pending since the date of the aforesaid Government Order and it has now been agreed between the Municipal Commissioner (who, under the present law represents the executive authority vested in the President at the time of the aforesaid Government Order) and that the Company shall continue to have the right to the free use of the water of the said Tank upon the terms and conditions hereinafter appearing.

NOW THEREFORE THIS AGREEMENT WITNESSETH as follows:-

(a) The Company shall have the free use of the water of the said Hoskere Agrahar Tank which for purposes of identification has been described in Schedule "A" hereunder for its manufacturing purposes as long as the Mills of the Company shall be situated in or about

about its present habitat.

(b) The Company shall be responsible for the ordinary repair of the bunds of the Tank at its own cost, but all extra-ordinary repair or repairs other than ordinary repairs of the bunds shall be effected by or under the authority of the Municipal Commission or the Government and at their cost.

(c) The company shall not assign or underlet the right of user herein mentioned without the previous sanction in writing obtained from the Municipal Commissioner.

(d) The Company shall not have any right to catch fish or duck or other birds in the said Tank nor shall the Municipal Commissioner let out, sell or otherwise grant such rights of fishing or shooting duck or other birds or any other rights to any members of the public at any time hereafter.

(e) The Company shall not have any right to object to the public using the water for legitimate purposes or any portion or portions of the bund or tank.

(f) The Municipal Commissioner or the Local or Central Authority shall have the right of getting repairs effected either though himself or any other agent or authority in the tank, the bed and the bund, waste-weir and all other portions connected with the tank, either to construct, raise or lower any portions of the tank bed or bund or any portion connected therewith but not so as to prejudice the rights of the Company.

(g) "The Company shall have as to all other matters the same rights, privileges and powers as an ordinary licensee save and except that, in regard to the ownership of the tank bund or the tank-bed, the Company shall not have any rights

rights except as owners of the easement to the use of the water as aforesaid".

SCHEDULE "A"

The boundaries of the tank are as marked in blue in the enclosed Blue Print.

IN WITNESS WHEREOF we have hereunto set our hands this day of 1941.

In the presence of
Witnesses.

MUNICIPAL COMMISSIONER.

For Secy to Govt
Law Deptt

svs.3

App. F. XI—4]

File No

Serial No.

1st Remdr for appl

Appd 31/7

31.7.41

Sus Regr No.

Shall a reminder issue to The Ed Commr, N. Eliya

for a reply to this Office No. L8565**, dated the** 28.5.41

Subject.

Re the execution of the agreement for the use of water of the [illegible] Agrahara Tank by the [illegible] [illegible]

REMINDERS

No.	Date	
L971	2.8.1941	

WD 0882—GPB—7,500—22-2-38

BIAj MAP

BIAj MAP

Report

Chief Secretary's D O No L 124-125 dated 4th July 1936 forwarding copy of letter No AL 1804/35-36 dated 4th January 1936 from the Municipal Commissioner and requesting. suggestions for maintenance of the Jakkarayanakere, Malleswaram, and Hoskere Agrahara Tank abutting Binny Mills

Both these tanks were jointly inspected in company with the Chief Engineer on 29-8-1936, and the following proposals seem to be suitable for adoption -

1 Jakkarayanakere, Malleswaram - The water was heading up against the main road to Malleswaram and against the Maharaja Mills Latterly, the water has been confined to a flat and graded drain which is pitched at the bottom and rivetted at the sides and the adjoining area on both the sides has been filled up with earth and the water led into the culvert under the Bangalore Chickballapur Kolar Light Railway line andpast this the water enters the tank Now that the Mills have made adequate arrangements for their supply, it is desirable that the tank bund waste weir be suitably lowered and the water led into the weir by means of a graded and rivetted channel of similar construction The cost as roughly estimated would come to Rs 12,500/- for which an estimate is enclosed There would be no need for maintaining the tank bund which is not maintained well This may be levelled down and earth used up for filling in the pits where water now stagnates

2 Hosakere Agrahara Tank - The adjoining sketch plan gives the proposals The area A B C D E F which forms a stagnent and shallow pool which abut\s against the Arlepet area of the City is very insanitary By confining the tank to narrow and deep limits, the swamps on the upper side could be

be avoided and better sanitary conditions commanded. The estimate provides for construction of a rivetted drain from E to D and rivetting the earthern slope from D to C and filling in the enclosed area A B C D E F.

The rough cost is given in each case and detailed estimates will have to be got up after the general lines of work are approved.

SSE.

6.4.37
SANITARY ENGINEER

PUBLIC WORKS DEPARTMENT

Details of estimate for Improving the Jakkaray Tank near Maharaja Mills, Bangalore City.

Description of work	No	Measurement L	Measurement B	Measurement D	Contents	Total
Earth-work excavation Carrying for Channel	1	1000	$\frac{22'+20'}{2}$	9	cft 189000	
or cu cyds						cyds 7000
Rough Stone Revetment for Channel					cft	
Bed	1	1000	20	1½'	30000	
Sides	2	1000	8	$\frac{2+2\frac{1}{2}'}{2}$	36000	
Total cu cft					66000	
or cu cyds		$\frac{66000}{27}$				cyds 2444
Lowering waste-weir of the ank and necessary works			L.S		Rs	2000/-
arth-work cutting earthern bund and carrying earth filling hollows and levelling ank Bund			LS		Rs	1000/-
other unforeseen works			LS		Rs	418

Carried Over

Item No.		No.	L.	B	D.	Contents	Total
	Brought Forward						
	Carried Over						

Abstract Estimate for Improving the Jakkarayana Tank near Maharaja mills, Bangalore City

No.	Brought forward	Rat No.	Rs ~~L~~	a ~~B~~	p ~~D~~	~~Contents~~ Amt	Total
1	Earth-work excavation and carrying for channel	cyd	-	4	-	7000	Rs 1750
2	Rough Stone Revetment for Channel	cyd	3	-	-	2444	7332
3	Lowering waste weir of the Tank and necessary works		L	S		Rs	2.000.
4	Earth-work, cutting earthern Bund and carrying earth, filling hollows and levelling Tank bund		L	S		Rs	1.000
5	other unforeseen works		L	S		Rs	418
	Total Cost Rs.						12500

Sanitary Engineer
Bureau of Sanitary Engineering
Bangalore

Carried over

WD 01626—GPB--15,000—12-5-2

No.	Brought forward	No.	L.	B	D	Contents	Total
	Carried over						

Abstract Estimate for Improvements to Hosakere, Agrahara Tank, near Binny mills, Bangalore City (in the east)

No.	Brought forward	Per No.	Rs L.	a B.	p D	Contents Qty	Total Cost.
1	Carting earth within a mile radius and filling in hollows with consolidation	cyd	-	6		25000	Rs 9375
2	Earth-work excavation for constructing channel & filling into the pits	cyd	-	4		4466	1117
3	Constructing Stone Revetment	"	3	-		444	1332
4	Supplying & laying burnt Stone Slabs 3" to 4" thick for bed of Channel	Sft	-	5		22410	7003
5	Size Stone in cement mortar for channel including cement	cft	-	6	6	26775	10.877
6	cement pointing to bed slabs.—						
	Main Channel	Sft	4	-	-	16650	666
7	other unforeseen works		2.5.			Rs	630
	Total Rs —						31.000

Carried over

B. R.

8.1.37

Sanitary Engineer.

Bureau of Sanitary Engineering

Bangalore

WD 01626—GPB--15,000—12-5-26

No.	Brought forward	No.	L.	B	D	Contents	Total
	Carried over						

	No	L	B	D	Contents	Total
Brought Forward						
Size Stone in cement mortar for Channel including cement pointing	2	450	$\frac{2+1\frac{1}{2}}{2}$	6	cft 9450	
— Do —	1	520	$\frac{2+1\frac{1}{2}}{2}$	5	9100	
— Do —	1	470	$\frac{2+2\frac{1}{2}}{2}$	5	8225	cft
Total in cft					26775	26775
Cement Pointing to bed Slabs						
Main Channel	1	450	15		6750	
Branches	1	520	10		5200	
— Do —	1	470	10		4700	Sqr
Total in Sqr					16650	166 50
other unforeseen works		L	S		13	630/
Carried Over						

P W Genl 80]

Division.

PUBLIC WORKS DEPARTMENT

Details of estimate for Improvements to Hosakere-Agrahara Tank near [illegible]-Hills, Bangalore City.

Item No	Description of work	No	Measurement L.	B	D	Contents	Total
1	Carting earth within a mile radius and filling in hollows with consolidation						
	North of masonry channel	1	450	250	av 6	6.75 000	
	Total in cyds			$\frac{6.75.000}{27}$			cyds 25,000
2	Earth-work excavation for constructing channels and filling into the pits:-						
	Main Channel (15'×6')	1	450	19	6	51.300	
	Branches (10'×5')	1	520	14	5	36 400	
	– Do – (10'×5')	1	470	14	5	32 900	
	Total in cft					1.20.600	
	or in cyds. —			$\frac{1.20.600}{27}$		=	cyds 4466
3	Constructing Stone Revetment	1	250	$\frac{5+3}{2}$	12	cft 12.000	
	Total in cyds						cyds 444
4	Supplying and laying burnt Stone Slabs 3" to 4" thick for bed of Channel	1	450	19		8550	
	– Do –	1	520	14		7280	
	– Do –	1	470	14		6580	
	Total Slabs in Sft.						sft 22410

Carried Over

Ml. 1004/35.

4192

S NARAYANA RAO. M.A (Hons.)
MUNICIPAL COMMISSIONER.

CITY MUNICIPAL OFFICES.

Dated Bangalore, 20th Febry 1941

20/2/41

Dear Mr. Narayana Rao,

With reference to your D.O. reminder No. L. 6188 dated the 18th instant, re. the execution of an agreement for the use of the water of the Hosakere Agrahara tank by the Binny Mills, I write to state that the draft agreement received from the authorities of the Mills has been placed for the consideration of the Council which meets on the 22nd instant. The resolution of the Council in the matter will be forwarded to Government as early as possible.

Yours Sincerely,

S Narayana Rao

H.V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to Government, Law Department,
Bangalore.

1 D.o reminder

GENERAL AND REVENUE SECRETARIAT

D O No L6188 *Dated, Bangalore* 18-2-1941

Dear Sir,

I am desired to invite reference to this Office letter No L6476-80 dated 23 1 40 and the subsequent Correspondence ~~reminders~~ ending with ~~No~~ your letter No A 1 1804-35 dated 25 11 40 on ~~the subject of~~ Re the executing an agreement for the use of water of the Hosakere Agrahara tank by the Binny Mills and

2. ~~I am~~ to request you to be so good as to expedite your reply thereto, as the matter has been pending for ~~a long time~~ over one year

Dt. by Mr. A. Arunachalam

Yours sincerely,

To The Addl Commr, Bang

For (By name)

W 18/2/41

GENERAL AND REVENUE SECRETARIAT

Bangalore, Dated, 10 7 40

D O No L293

Dear Sir,

I am desired to invite reference to this Office letter No L6475-80 dated 23-1-40 ~~and the subsequent reminders ending with~~ No directing to ~~forward~~ take necessary action to get the agreement executed ~~dated~~ ~~on the subject of~~ from the authorities of the Binny Mills for using the water of the Hosakere Devarkar tank & to forward the same for the appl of Govt keeping a copy of the agreement when the same has be executed & be subd to Govt

2 I am to request you to be so good as to expedite your reply thereto as the matter has been pending for a long time The matter may be treated as very urgent as it is pending for nearly six months

Yours sincerely,

To The Dy Commr B'lore

4/7

S NARAYANA RAO M A (HONS)
MUNICIPAL COMMISSIONER
No.A.1.1804-35

CITY MUNICIPALITY 2703
Dated Bangalore 25th November 1940

SECY LAW DEPT
27 NOV 1940
GOVT OF MYSORE

27 NOV 1940
L S G BRANCH

Dear Mr. Narayana Rao,

With reference to your D.O. reminder letter No.L.3868 dated the 19th instant, in the matter of getting executed an agreement for the use of water of the Hosakere Agrahara Tank by the Binny Mills, I write to state that the Mill authorities have proposed slight modifications in the conditions set forth in the draft agreement approved in Government Order No.L.6426-80/Ml. 153-39-2 dated 18/23rd January 1940. The matter will be placed before the Council and further action expedited.

Yours sincerely,

S Narayanan

Seen for perusal
Receipt of further reply will be awaited
28/11

28/11/40

H.V.Narayana Rao, Esqr., B.A., LL.B.,
Secretary to Government,
Law Deaprtment,
Bangalore.

28/11/40

aar/-

IIIrd Reminder

GENERAL AND REVENUE SECRETARIAT

Bangalore, Dated, 19 11 40

D O No. L 3368

Dear Sir,

I am desired to invite reference to ~~this~~ your Office Correspondence ending with ... letter No A L 1504/38 dated 30-9-40 ~~and the subsequent reminders ending with No~~ [illegible] ~~dated~~ [illegible] on the subject of an agreement for the use of lands of the [illegible] Agriculture Unit by the Binny Mills.

2 ~~I am~~ to request you to be so good as to expedite your reply thereto, as the matter has been pending for a long time

Yours sincerely,

TYPING SECTION
15 NOV 1940
TO
GENL & REV SECRT

The Ind Commr B'lore

16/11

GENERAL AND REVENUE SECRETARIAT

D O No L2519

Dated Bangalore 26th September 1940.

Dear Sir,

I am desired, to invite reference to your Office letter No.A.1-1804-35 dated 22nd July 1940 promising a further reply in the matter o~~f~~ getting executed an agreement from the Binny Mills for using the water of the Hosakere Agrahara tank in the City and to request you to be so good as to expedite your reply thereto as the matter has been pending for a long time.

The matter may kindly be treated as very urgent.

Yours sincerely,

O/C

S. Narayana Rao, Esq., M A (Hons.)
Municipal Commissioner,
Bangalore City. pk

1704

GENERAL AND REVENUE SECRETARIAT LITY

O. No. L2519 *Dated, Bangalore* 26/9/40

ar Sir,

I am desired to invite reference to ~~this~~ Your Office letter No AL-1804-35 dated 22-7-40 and ~~the subsequent reminders ending with No~~ a Promising further ~~dated~~ reply in the ~~on the subject~~ of matter of getting executed an agreement from the Binny Mills for using the water of the [illegible] Agrahara tank in the City &

2 I am to request you to ~~at once~~ be so good as to expedite your reply thereto, as the matter has been pending for a long time — The matter may kindly be treated as very urgent —

Yours sincerely,

To

The [illegible] Commr B'l'g.

21/9

TYPING SECTION
24 SEP 1940
GEN & REV SECTT

Price for Cut of Channel	1	660	lb	-	6600	
– Do –	1	720	lb	-	7200	
– Do –	1	670	lb	-	6700	
Total Mules — 3						$ 20500

[illegible]

A1.1804/55.

1704

S NARAYANA RAO M A (HONS.)
MUNICIPAL COMMISSIONER

CITY MUNICIPALITY

Dated Bangalore 30th Septr 1940

SECY LAW DEPT
3 OCT 1940
GOVT OF MYSORE

Dear Mr. Narayana Rao,

With reference to your D.O. reminder letter No. L 2519 dated 26-9-1940, in the matter of getting executed an agreement from the Binny Mills for using the water of the Hosakere Agrahara tank in this City, I write to state that the agents of the said Mills have since sent a draft agreement together with the plan of the boundary line of the Mills A report has been called for from the Municipal Engineer after verification of the boundary line On receipt of his report, the draft agreement will be placed before the Council and their resolution submitted to Government early

Yours sincerely,

S Narayana Rao

H V Narayana Rao, Esqr , B A , LL B.,
Secretary to Government ,
Law Department , Bangalore

msa

Sub. for perusal

Receipt of further reply will be awaited

4/10

4/10

4/10/40

NARAYANA RAO M A (HONS)
MUNICIPAL COMMISSIONER

482

CITY MUNICIPALITY

Dated Bangalore 22nd July 1940

EPT
23 JULY 1940
GOVT OF MYSO

2
3/17

ar Mr Narayana Rao,

With reference to your D.O reminder No L 293 dated the 10th instant in the matter of getting executed an agreement from the Binny Mills for using the water of the Hosakere Agrahara Tank in this City, I write to state that a copy of the draft agreement as approved in Government Order No L 6426-80/Ml 153-39-2 dated 18/23-1-1940 in respect of the Maharaja Mills for the use of the water of Jakkarayanakere, has been sent to the Director of the Binny Mills for a draft agreement with necessary modifications On receipt thereof, it will be placed before the Council and their resolution in the matter forwarded to Government, as early as possible

Yours sincerely,

H V Narayana Rao, Esq ,B A ,LL B ,
Secretary to Government,
Law Department, Bangalore

MRN

①
22/7

Subd for perusal Receipt of further reply will be awaited

26/7

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Serial No.

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General and Revenue Secretariat

Serial No.